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SUPREME COURT OF THE UNITED STATES.

No. 73.

FRANCOIS FENELON VIDAL, JOHN F. GIRARD, ET AL., CITIZENS AND SUBJECTS OF THE MONARCHY OF FRANCE, AND HENRY STUMP, COMPLAINANTS AND APPELLANTS,

vs.

THE MAYOR, ALDERMEN AND CITIZENS OF PHILADELPHIA, THE EXECUTORS OF STEPHEN GIRARD, DEC'D, ET AL.

ON APPEAL FROM THE CIRCUIT COURT U. S. FOR EAST PENNSYLVANIA.

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S. D. Langtree, Print.

IN THE CIRCUIT COURT OF THE UNITED STATES, in and for the Eastern District of Pennsylvania, in the Third Circuit.

Of October Session, 1836.

ETIENNE GIRARD, and FRANCOISE FENELON VIDAL, aliens, and citizens and subjects of the monarchy of France,
vs.
THE MAYOR, ALDERMEN, and CITIZENS of Philadelphia, Timothy Paxson, Thomas P. Cope, Joseph Roberts, William J. Duane, and John A. Barclay, executors of Stephen Girard dec'd, Mark Richards, trustee of Caroline Haslam, John Hemphill and Maria A., his wife, and John Y. Clark and Henrietta, his wife, and John B. Haslam and Caroline, his wife; all citizens of the State of Pennsylvania.

No. 1. Equity.

Kittera, Broom, Perkins. Chauncey, for Girard's exe'rs. Olmstead and Sergeant, for the Mayor, Ald'n, &c'a.

1836, Oct'r 22. Recog. of Jacob Tuse, as security for costs, filed.
1836, Aug't 26. Bill filed and subpœna exit. Ret'ble the 11th of October next.
" Oct'r 11. Subpœna ret'd. Served on all the defendants but John Y. Clark and Henrietta, his wife, and John B. Haslam and Caroline, his wife, as to whom ret'd. "Nil habent."
1837, Jan'y 20. Several answer of the Mayor, Ald'n, & Citizens of Philadelphia, filed.
" " 31. Answer of Thomas P. Cope & al., executors of S. Girard, filed.
" May 8. On motion of Mr. Kittera for compl'ts, leave is given to file an amended bill.
1838, Mar. 8. Amended bill filed, and subpœna exit, ret'ble to April S., 1838.
" Apr. 11. Subpœna ret'd. Served on the Mayor, Ald'n, &c'a., on T. Paxson, T. P. Cope, J. Roberts, W. J. Duane, J. A. Barclay, J. Hemphill and wife, and M. Richards; and nil habent, as to J. Y. Clark and wife, and Caroline E. G. Haslam.
" Sept'r 5. Answer of the ex'rs of Stephen Girard to the amended bill, filed.

1839, April 10. Bill of revivor filed.
" " 11. Exit of subpœna on bill of revivor. Ret'ble rule day in May next.
" " 29. Death of T. Paxson suggested, and Mr. Chauncey appears for the other executors.
" " " Joint and several answer of John Hemphill and M. Antoinetta, his wife, filed.
" " 30. Subpœna sur bill of revivor ret'd. Served on the Mayor, &c'a., trustees, and on all the ex'rs of S. Girard; and service accepted by the other defendants.
" June 20. Interrogs. filed, and rule c. p. complainants for a comm'n to Perigneuse in France, sec. reg.
" Aug't 7. Exit comm'n to Perigneuse.
" Oct'r 11. Comm'n ret'd and filed.
" Nov'r 18. Translation of return to comm'n filed.
1840, May 18. On motion of complainant's counsel, the court appoint Oliver Hopkinson, Esq., examiner, to take depositions of witnesses, c. p. complts.
" " 28. Decree of revivor.
" " " Replication filed.
" Aug't 31. Depo'ns of D. Guland, John Duloing, Thos. U. Walter, A. D. Bache, B. Jones, jr., James Bayard, Esq., and Wm. Strickland, taken before the examiner, under the rule of 18th May last, filed. By writing filed, the complainant's solicitor directs the cause to be set down for argument at the October session of the court.
1841, Feb'y 1. By order of Mr. Broom, for compl'ts, this cause is put down for argument at the special sessions in March.
" Apr. 27. Agreement for filing the answer of the Mayor, Ald'n, and citizens of Philada., and for setting down the demurrer of the executors of S. Girard for argument, filed.
" " " Answer of Mayor, &c'a., filed.
" " " Replication to answer of Mayor, &c'a., filed.
" " 28. Bill dismissed with costs.
" May 3. Appeal entered and allowed.
" June 30. Bond of Samuel P. Griffith, jr., and James G. Clark, as security on the appeal filed.

UNITED STATES, *Eastern District of Pennsylvania, sct:*

I certify the foregoing to be a true and faithful transcript of the docket entries in the above cause.

In testimony whereof, I have hereunto subscribed my name and affixed the seal of said circuit court, at Philadelphia, the sixth day of August, A. D. 1841, and in the sixty-sixth year of the Independence of the said United States.

[SEAL.]

FRA. HOPKINSON,
Clerk Circuit Court.

Pleas before the honourable the Judges of the Circuit Court of the United States in and for the Eastern District of Pennsylvania, in the Third Circuit, at Philadelphia.

Of October Sessions, 1836.

It is thus contained—

ETIENNE GIRARD and FRANCOISE FENELON VIDAL, aliens, and citizens and subjects of the monarchy of France,
vs.
THE MAYOR, ALDERMEN, and CITIZENS of Philadelphia, Timothy Paxson, Thomas P. Cope, Joseph Roberts, William J. Duane, and John A. Barclay, executors of Stephen Girard, dec'd, Mark Richards, trustee of Caroline Haslam, John Hemphill and Maria, his wife, John Y. Clark and Henrietta, his wife, and John B. Haslam and Caroline, his wife; all citizens of the State of Pennsylvania.

In Equity.

To the Honourable the Judges of the Circuit Court of the United States for the Eastern District of Pennsylvania, sitting in Equity.

Humbly complaining sheweth unto your honors, your orator and oratrix, Etienne Girard and Françoise Fenelon Vidal, aliens to the United States of America, and citizens and subjects of the monarchy of France, that Stephen Girard, late of the city of Philadelphia, in the State of Pennsylvania, banker and merchant, a native born subject of the former kingdom of France, but at the time of his death, and for more than fifty years preceding, a citizen of the United States and of the State of Pennsylvania, and there domiciled, departed this life at Philadelphia aforesaid, on the twenty-sixth day of December, in the year one thousand eight hundred and thirty-one, having first duly made and published his last will and testament, bearing date on the sixteenth day of February, in the year one thousand eight hundred and thirty, with a certain writing thereto annexed, bearing date on the twenty-fifth day of Decem-

ber, in the same year, purporting to be a republication thereof; also a certain other paper writing, purporting to be a codicil to his last will and testament, and a second republication thereof, bearing date on the twentieth day of June, one thousand eight hundred and thirty-one, of which last will, &c., the said testator therein and thereby named and appointed Timothy Paxson, Thomas P. Cope, Joseph Roberts, William J. Duane, and John A. Barclay, the executors, all of whom duly proved the said will, &c., obtained letters testamentary thereon, and took upon themselves the burthen of the execution thereof, and all of whom were then and yet are citizens of the State of Pennsylvania aforesaid; and your orator and oratrix pray they may be made defendants to this bill; that the said testator, in and by the said will, after sundry legacies and devises of very inconsiderable value and amount, compared with the bulk of his estate, to his next of kin and heirs at law, and after sundry other legacies and devises to various other persons and institutions, corporate and unincorporate, devised and bequeathed to "The Mayor, Aldermen, and Citizens of Philadelphia," (all of whom are citizens of the State of Pennsylvania aforesaid, and who your orator and oratrix pray may be made defendants to this bill,) their successors and assigns, two undivided third parts of certain large and valuable estates in Louisiana, and in addition thereto all the residue and remainder of all his real and personal estate, of every sort and kind wheresoever situate, in trust to and for the several uses, intents, and purposes mentioned and declared of and concerning the same in the said will, and so far as regards his real estate in Pennsylvania, in trust that no part thereof shall ever be sold or alienated by the said "Mayor, Aldermen, and Citizens of Philadelphia," or their successors, but that the same be forever thereafter let from time to time, to good tenants, at yearly or other rents, and upon leases of not more than five years' duration; and that the rents, issues, and profits thereof, be applied towards keeping that part of the real estate situate in the city and liberties of Philadelphia, constantly in good repair, and towards improving the same whenever necessary by erecting new buildings; and that the nett residue of such rents and profits (after paying the several annuities in the said will before provided for) be applied to the same uses and purposes as are in the said will declared of and concerning the residue of his personal estate; and so far as regards his real estate in Kentucky, in trust to sell and dispose of the same whenever expedient to do so, and apply the proceeds to the same uses and purposes declared of the residue of his personal estate as aforesaid: that among such uses and purposes, the primary and preferred object is, the erection and endowment of a college,—for the construction, constitution, and discipline whereof, numerous and detailed rules and directions are prescribed or recommended in said will,—the site of which college was originally fixed by the said will on a certain square of ground in the said city of Philadel-

phia, but by the last codicil to the said will was removed to a certain country seat called "Peel Hall," situate on the Ridge Road, in Penn Township, Philadelphia County, containing forty-five acres and some perches of land, which the testator, after the publication of his said original will, had purchased from one William Parker; the whole of which country seat, with the lands thereto appertaining, is expressly devoted, by the said codicil, to the purpose of constituting the site of the said college and its appendages, in lieu of the said square of ground in the city of Philadelphia,—which is consequently thrown into the residuum of the estate devised in trust as aforesaid; that the ultimate and only intent and object of said college is declared by the said will to be the education of "such a number of poor male white orphan children, as can be trained in one institution;" and among other directions for the execution of the plan and management of said college, especially in regard to the particular objects, and the selection of the objects, of the charity which the said will imports an intent to institute, and for whose sole and exclusive benefit such charity purports to be instituted, the testator further directs in his said will, that "as many poor white male orphans between the ages of six and ten years, as the said income shall be adequate to maintain, shall be introduced into the college as soon as possible, and for the selection of such orphans, if there be more applications for admission than vacancies, he further directs that priority of applications shall entitle the applicant to preference in admission, all other things concurring; but if there be at any time more applications than vacancies, and the applying orphans shall have been born in different places, a preference shall be given; first, to orphans born in the city of Philadelphia; secondly, to those born in any other part of Pennsylvania; thirdly, to those born in the city of New York; and lastly, to those born in the city of New Orleans;—without there being found in the body of said will, any more certain or definite description or limitation of the objects of said charity, than as herein above recited and mentioned. That the said testator, in and by his said will, has appropriated, in the first instance, two millions of dollars out of the said residue of his personal estate, for the erection and endowment of the said college; and has directed the method of disbursing and husbanding that fund for such objects; and has, in like manner, dedicated the whole of the said residuum of his real and personal estate, (with certain exceptions hereinafter to be mentioned,) so devised to the said Mayor, Aldermen, and Citizens of Philadelphia, in trust as aforesaid, to the progressive enlargement of said college and its establishment; so that, in effect, there are no other limitations to the number of orphans to be ultimately admitted into the said college, nor to the extent or cost of the said establishment, but the number and extent of the collegiate buildings and their appendages that may, from time to time, be erected within the entire area

of the said forty-five acres and some perches of land; and the sum total of the said residuum of the real and personal estate as devised in trust as aforesaid, after deducting two other appropriations of the same, forming the exceptions above referred to, to wit: the sum of five hundred thousand dollars, expressly devised out of the said residuum to the said Mayor, Aldermen, and Citizens of Philadelphia, in trust as a capital to be invested, and the yearly income thereof appropriated to certain local improvements and public conveniences in the city of Philadelphia, enumerated under three several heads in the twenty-second clause of said will; and then, by the twenty-third clause of said will, he makes a substantial devise to the Commonwealth of Pennsylvania, of the sum of three hundred thousand dollars, for the purpose of internal improvement by canal navigation, to be paid into the State treasury by his executors, as soon as such laws shall have been enacted by the constituted authorities of said Commonwealth, as shall be necessary and amply sufficient to carry into effect, or enable the constituted authorities of the city of Philadelphia to carry into effect, the several local improvements in that city, specified in the said twenty-second clause of the will, and recapitulated in the said twenty-third clause, without any designation of the particular fund out of which the last mentioned sum shall be paid, though from the next succeeding clause of said will, it may be plainly inferred that it is to be paid out of the said residuum of his personal estate; and as it regards the remainder and residue of his personal estate, he further devises, by the twenty-fourth clause of said will, that the same be held in trust by the said Mayor, Aldermen, and Citizens of Philadelphia, to be invested, both the principal and accruing income thereof, in good securities, so that the whole, that is, the invested principal and income, shall form a permanent fund,—the income whereof to be applied as follows: first, to the further improvement and maintenance of said college as before directed in said will; secondly, to provide, by a competent police, more effectually for the security of the persons and property of the inhabitants of said city; and thirdly, to improve the city property and the general appearance of the city itself, and, in effect, diminish the burthen of taxation, &c.; all which last two appropriations of the income of the last mentioned fund, are made in the said will, and by the last mentioned clause thereof, secondary and subordinate to the said college and its establishment, which is therein expressly declared to be the primary object of the testator; and further, the said testator, in and by his said will, directed his banking establishment to be speedily settled and closed, and the balance accruing from that establishment to be paid over to his executors, and to go into the said residue of his estate; all which will more particularly and at large appear, reference being had to the said last will and testament, and the said other testamentary papers, copies of all which, and of the probate of the same, your orator

and oratrix now here produce and annex, as exhibit or exhibits to this their bill marked A, and pray that the same may be taken and referred to as part and parcel of this bill. And your orator and oratrix are well advised, and do verily believe, and so they charge, that upon due consideration of the contents of the said will, and the sum and substance and true effect of its various provisions, it appears that no part or parcel whatever of the said residuum of the real estate, so devised to the said Mayor, Aldermen, and Citizens of Philadelphia, in trust as aforesaid, is dedicated or in any manner devised or appropriated by the said will to any use, purpose, or object whatever, but to the erection, establishment, and endowment of a college for the education of orphan children as aforesaid; and that no part or parcel of the said residuum of the personal estate in like manner devised in trust as aforesaid, (except the said sum of five hundred thousand dollars, devised to the said Mayor, Aldermen, and Citizens, for the purpose of accomplishing certain objects of local improvement in the said city, and the said sum of three hundred thousand dollars, devised to the Commonwealth of Pennsylvania,) is dedicated or in any manner devised or appropriated by said will to any other use, purpose, or object, than the charity connected with the establishment of said college, except it be contingently in case that establishment do not, or be not made as it is contemplated, to be capable of absorbing the whole of said fund.

And your orator and oratrix are credibly informed and believe, and so they charge, that the value of the whole real estate left by the said testator at his death, and devisable by his said will and codicils, amounted to two millions of dollars,

or upwards. And that so much of the same whereof the said will purports to devise the residuum to the said Mayor, Aldermen and Citizens, as lies within the State of Pennsylvania alone, of the value of one million four hundred thousand dollars, or upwards, and that the whole of the personal estate left by the testator at his death, and which has come or will come to the hands of his said executors, to be administered, is of the value of seven millions of dollars, or upwards, and the residuum thereof devised, or which the said will purports to devise to the said Mayor, Aldermen, and Citizens, is of the value of

dollars or upwards. And your orator and oratrix are further well advised, and believe, and so they expressly charge that the supposed devise of the residue and remainder of the said real estate to the Mayor, Aldermen and Citizens of Philadelphia, in trust as aforesaid, is void, for want of capacity in such supposed devisees to take lands by devise—or if capable of taking generally by devise for their own use and benefit, for want of a capacity to take such lands as devisees in trust, and so that the whole of the lands supposed to be devised to the last named defendants in trust as aforesaid, have, for want of good and effectual devise of the same, descended to the

heirs at law of the said testator, Stephen Girard, according to the laws of Pennsylvania prescribing the course of descents, and to the treaty stipulations between France and the United States, according as such laws and treaty stipulations respectively affect the rights of such of the said heirs as are citizens of the said State, or of such as are aliens and French subjects or citizens; and further, that whatever be the capacity of the said last named defendants to take lands by devise in trust, the objects of the charity for which the said lands are so devised in trust, as aforesaid, are altogether indefinite, vague and uncertain; and so no trust is created by the said will that is capable of being executed, or of being cognizable at law or equity, nor any trust estate devised that can vest at law or equity, in any existing or possible cestui-qui trust; so that the only trust upon which the said last mentioned defendants can hold the said residue of the said real estate [if they be capable of holding the same upon any trust] is a trust for the alien and citizen heirs of the said testator, Stephen Girard, according to their respective rights of inheritance and succession; and further, that the whole residue of the personal estate supposed to be devised by the said will to the last mentioned defendants, in trust for the objects of charity aforesaid, in like manner results to the next of kin of the said testator, Stephen Girard, both citizen and alien, according to their several distributive rights, by reason of the same defect of definite and certain objects of the charities for benefit of which the said devise was supposed to be made.

And your orator and oratrix further shew, that the said testator left at his death the following persons, and no others, entitled as his heirs at law, and next of kin, to the inheritance and succession of his real estate, and to a due distribution of his personal property, in so far as the same remain undisposed of, or ineffectually disposed of, by his said will, to wit: Your orator, Etienne Girard, brother of the whole blood of the said testator, Stephen Girard, and your oratrix, Francçoise Fenelon Vidal, widow of Lewis Vidal, deceased, & niece of the said testator, Stephen Girard, being the same person named and described by the said testator in his said will as his niece, Victorine Fenelon, daughter of his late sister, Sophia Girard Capayron, both of them being aliens and citizens and subjects of France, as aforesaid, and each of them entitled as alien and French heirs of the said testator, Stephen Girard, to one third part, or to sell and dispose of one third part of such undevised lands, and each of them in like manner entitled to one third part of such personal estate, as aforesaid, in due course of distribution; and the following citizens, heirs and next of kin, to wit: Maria Antoinette, wife of John Hemphill, Henrietta, wife of John Y. Clark, and Caroline, wife of John B. Haslam, which said Maria Antoinette, Henrietta and Caroline, are daughters of John Girard, deceased, brother of the said Stephen Girard, of the whole blood, and they and their said husbands are all citizens of the said State of Pennsylvania; and your orator and ora-

trix pray that they and their said husbands be made defendants to this bill. That by a deed of indenture, dated the 24th day of April, in the year 1833, between the said John B. Haslem and Caroline, his wife, of the one part, and Mark Richards, of the City of Philadelphia, of the other part, [a copy of which is hereto annexed, marked B. as an exhibit, and which your orator and oratrix pray may be taken and referred to as a part of this their bill] the said John and Caroline granted and conveyed to the said Mark Richards, his heirs and assigns, all and singular the real estate belonging to her, the said Caroline, or to which she is in any wise entitled, in trust, to pay the rents, issues, and income thereof to the said Caroline, during her life, and after her death to hold the said estate for the use of such persons or purposes as the said Caroline might, by an instrument in nature of a last will and testament, appoint; and, in default of any such appointment, then in trust for such persons to whom the said real estate would have gone according to the laws of Pennsylvania, had the said deed not been executed, and the said Caroline had died unmarried, seised in fee of the premises; and your orator and oratrix aver that the said Mark Richards is a citizen of the State of Pennsylvania, and pray that the said Mark Richards may be made a defendant to this bill.

And your orator and oratrix further shew, that they have applied themselves in a friendly manner to the said defendants, requesting the said Mayor, Aldermen, and Citizens of Philadelphia, to let them into the enjoyment of their respective shares of the said real estate, by entering into the possession of the same, or selling and disposing of the same, and to account to your orator and oratrix for the rents, issues and profits of the same, since the death of the said Stephen Girard, also requesting the said executors to account with your orators for the said personal estate of the said testator, Stephen Girard, which has come to their hands to be administered, &c., and to make due distribution of the surplus of the same among the next of kin of the said testator, and especially to pay and distribute to your orator and oratrix their due shares and proportions of the same, and requesting the other defendants, the said citizen heirs of the said testator, and their said husbands respectively, and the said Mark Richards, trustee, to join and co-operate with your orator and oratrix in a due partition and division among all the said heirs or their assigns of the said real estate.

But now so it is, may it please the Court, that the said defendants, nowise regarding the said reasonable requests of your orator and oratrix, but combining and confederating together, and artfully and subtilly contriving how to aggrieve and defraud your orator and oratrix in the premises, altogether refuse to comply with such their reasonable requests and instances. And forasmuch as your orator and oratrix are remediless in the premises, in and by the strict rules of the common law, and can have relief in this court only as a court of equity, where matters of this sort, and especially of fraud, trust,

partition, distribution and account, are properly cognizable and relievable. To the end, therefore, that the said defendants may, upon their several corporal oaths, full, true, and perfect answers make to all and singular the matters and things in this bill contained, as fully and particularly as if the same were herein repeated and particularly interrogated—especially, that they may answer and discover whether your orator, Etienne Girard, and your oratrix, Françoise Fenelon Vidal, be not such heirs at law, and next of kin of the said testator, as they have above described themselves, and whether they and their defendants, above named and described as being the citizen heirs and next of kin of the said testator, be not the sole and only persons entitled to claim as heirs at law, and next of kin of the said testator, such partition of his real estate and such distribution of his personal estate, as aforesaid, in case any such estate, real or personal, should be found not disposed of, or not effectually disposed of, by his said will. That the said defendants, the said Mayor, Aldermen, and citizens of Philadelphia, may answer and discover what real estate the said testator died seised of, and where the same is situate, and the value of the same; more especially what real estate he died seised of within the limits of Pennsylvania, the aggregate value thereof, and yearly income and value thereof; what of such real estate they claim or have entered into the possession of, as claiming the same under the said supposed residuary devise in trust to them, the aggregate value thereof, where situate in the said State, and the yearly rents, issues, and profits of the same; what monies, effects, securities, assets, and personal or mixed property or estate they have received from said other defendants, the executors, as in fulfilment of such supposed residuary devise, and what has become of such real and personal estate, and the interest and income thereof; that they be compelled by the order or decree of this court, to set apart and surrender to your orator and oratrix respectively, their due shares and proportions of such real estate, and to account to them for their due shares and proportions respectively, of the rents, issues, and profits of the same, since the death of the said testator, and that the other defendants, the said citizen heirs of the said testator, be decreed to quit claim, and release, to your orator and oratrix, such parts and parcels of the said real estate, as, upon a due partition thereof, shall be found the just shares and proportions of your orator and oratrix respectively, and that the other of the said defendants, the above named executors of the said will, answer and discover what monies, stocks, securities, effects, personal property or assets of any kind, or description, were left by the said testator at his death; what, and how much of the same have come to their hands to be administered, or are like to fall as assets into their hands to be administered hereafter; what has become of the same, in whose hands the same now be, of what consisting, and how administered and disposed of since the death of said testator; and that the last mentioned defendants

be decreed to account and pay to your orator and oratrix respectively, their due shares and proportions of all such assetts present and future, and of all the increment of the same since the death of the said testator, and that your orator and oratrix may have such further and other relief in the premises, as to this court may seem agreeable to equity and good conscience.

May it please the court to grant them the proper and usual writ or writs of subpœna, &c., to be directed to the Mayor, Aldermen, and Citizens of Philada., to the said Timothy Paxon, Thomas P. Cope, Joseph Roberts, William J. Duane, and John A. Barclay, executors, as aforesaid, to the said Mark Richards, trustee, as aforesaid, and to the said John Hemphill, and Maria A., his wife, John Y. Clark, and Henrietta, his wife, and John B. Haslam, and Caroline, his wife—commanding them severally and respectively to be and appear at a certain day, and under a certain pain therein to be specified, personally to be and appear before your honours in this honorable court, and then and there to answer all and singular the premises aforesaid, and to stand to, perform and abide such order, direction, and decree therein, as to you honours shall seem meet. And your orator and oratrix shall ever pray, &c. &c.

TH. KITTERA,
Solicitor for Complainants.
JAMES M. BROOM,
Solicitor for Complainant, Eteinne Girard.

(A)

The Will of the late Stephen Girard, Esq.

I, Stephen Girard, of the city of Philadelphia, in the Commonwealth of Pennsylvania, mariner and merchant, being of sound mind, memory and understanding, do make and publish this my last Will and Testament, in manner following, that is to say—

I. I give and bequeath unto "The Contributors to the Pennsylvania Hospital," of which corporation I am a member, the sum of *thirty thousand dollars*, upon the following conditions, namely: that the said sum shall be added to their capital, and shall remain a part thereof forever, to be placed at interest, and the interest thereof to be applied, *in the first place*, to pay to my black woman Hannah, (to whom I hereby give her freedom,) the sum of two hundred dollars per year, in quarterly payments of fifty dollars each in advance, during all the term of her life; and *in the second place*, the said interest to be applied to the use and accommodation of the sick in the said hospital, and for providing, and at all times having competent matrons, and a sufficient number of nurses and assistant nurses, in order not only to promote the purposes of the said hospital, but to increase this last class of useful persons, much wanted in our city.

II. I give and bequeath to "The Pennsylvania Institution for the Deaf and Dumb," the sum of *twenty thousand dollars*, for the use of that institution.

III. I give and bequeath to "The Orphan Asylum of Philadelphia," the sum of *ten thousand dollars*, for the use of that institution.

IV. I give and bequeath to "The Comptrollers of the Public Schools for the City and County of Philadelphia," the sum of *ten thousand dollars*, for the use of the schools upon the Lancaster system, in the first section of the first school district of Pennsylvania.

V. I give and bequeath to "The Mayor, Aldermen and Citizens of Philadelphia," the sum of *ten thousand dollars*, in trust, safely to invest the same in some productive fund, and with the interest and dividends arising therefrom, to purchase fuel between the months of March and August, in every year forever, and in the month of January, in every year forever, distribute the same amongst poor white house-keepers and room-keepers, of good character, residing in the city of Philadelphia.

VI. I give and bequeath to the Society for the Relief of poor and distressed Masters of Ships, their widows and children, (of which society I am a member,) the sum of *ten thousand dollars*, to be added to their capital stock, for the uses and purposes of said society.

VII. I give and bequeath to the gentlemen who shall be Trustees of the Masonic Loan, at the time of my decease, the sum of *twenty thousand dollars*, including therein ten thousand and nine hundred dollars due to me, part of the Masonic Loan, and any interest that may be due thereon at the time of my decease, in trust for the use and benefit of "The Grand Lodge of Pennsylvania, and Masonic Jurisdiction thereto belonging," and to be paid over by the said trustees to the said Grand Lodge, for the purpose of being invested in some safe stock or funds, or other good security, and the dividends and interest arising therefrom to be again so invested and added to the capital, without applying any part thereof to any other purpose, until the whole capital shall amount to thirty thousand dollars, when the same shall forever after remain a permanent fund or capital, of the said amount of thirty thousand dollars, the interest whereof shall be applied, from time to time, to the relief of poor and respectable brethren; and in order that the real and benevolent purposes of masonic institutions may be attained, I recommend to the several lodges not to admit to membership, or to receive members from other lodges, unless the applicants shall absolutely be men of sound and good morals.

VIII. I give and bequeath unto Philip Peltz, John Lentz, Francis Hesley, Jacob Baker, and Adam Young, of Passyunk township, in the County of Philadelphia, the sum of *six thousand dollars*, in trust, that they, or the survivors or survivor of them, shall purchase a suitable piece of ground, as near as may be in the centre of said township, and thereon erect a substantial brick building, sufficiently

large for a school-house, and the residence of a school-master, one part thereof for poor male white children, and the other part for poor female white children, of said township; and as soon as the said school-house shall have been built, that they, the said trustees, or the survivors or survivor of them, shall convey the said piece of ground and house thereon erected, and shall pay over such balance of said sum as may remain unexpended, to any board of directors and their successors, in trust, which may at the time exist or be by law constituted, consisting of at least twelve discreet inhabitants of the said township, and to be annually chosen by the inhabitants thereof; the said piece of ground and house to be carefully maintained by said directors and their successors, solely for the purposes of a school as aforesaid, forever, and the said balance to be securely invested as a permanent fund, the interest thereof to be applied, from time to time, towards the education in the said school of any number of such poor white children of said township; and I do hereby recommend to the citizens of said township, to make additions to the fund whereof I have laid the foundation.

IX. I give and devise my house and lot of ground thereto belonging, situate in rue Ramouet aux Chartrons, near the city of Bordeaux, in France, and the rents, issues, and profits thereof, to my brother, Etienne Girard, and my niece, Victoire Fenellon, (daughter of my late sister Sophia Girard Capayron,) (both residing in France,) in equal moieties for the life of my said brother, and, on his decease, one moiety of the said house and lot to my said niece Victoire, and her heirs forever; and the other moiety to the six children of my said brother, namely, John Fabricius, Marguerite, Ann Henriette, Jean August, Marie, and Madelaine Henriette, share and share alike, (the issue of any deceased child, if more than one, to take amongst them the parent's share,) and their heirs forever.

X. I give and bequeath to my said brother, Etienne Girard, the sum of *five thousand dollars*, and the like sum of *five thousand dollars* to each of his six children above named: if any of the said children shall die prior to the receipt of his or her legacy of five thousand dollars, the said sum shall be paid, and I give and bequeath the same to any issue of such deceased child, if more than one, share and share alike.

XI. I give and bequeath to my said niece, Victoire Fenellon, the sum of *five thousand dollars*.

XII. I give and bequeath absolutely to my niece, Antoinetta, now married to Mr. Hemphill, the sum of *ten thousand dollars;* and I also give and bequeath to her the sum of *fifty thousand dollars*, to be paid over to a trustee or trustees, to be appointed by my executors, which trustee or trustees shall place and continue the said sum of fifty thousand dollars upon good security, and pay the interest and dividends thereof, as they shall from time to time accrue, to my said niece for her separate use, during the term of her life; and from and immediately after her decease, to pay and

distribute the capital to and among such of her children and the issue of deceased children, and in such parts and shares as she, the said Antoinetta, by any instrument under her hand and seal, executed in the presence of at least two credible witnesses, shall direct and appoint; and for default of such appointment, then to and among the said children and issue of deceased children in equal shares; such issue of decesed children, if more than one, to take only the share which their deceased parent would have taken if living.

XIII. I give and bequeath unto my niece, Carolina, now married to Mr. Haslam, the sum of *ten thousand dollars*, to be paid over to a trustee or trustees, to be appointed by my executors; which trustee or trustees shall place and continue the said money upon good security, and pay the interest and dividends thereof, from time to time, as they shall accrue, to my said niece, for her separate use, during the term of her life; and from and immediately after her decease, to pay and distribute the capital to and among such of her children and issue of deceased children, and in such parts and shares, as she, the said Carolina, by any instrument under her hand and seal, executed in the presence of at least two credible witnesses, shall direct and appoint; and for default of such appointment, then to and among the said children, and issue of deceased children, in equal shares, such issue of deceased children, if more than one, to take only the share which the deceased parent would have taken if living; but if my said niece, Carolina, shall leave no issue, then the said trustee or trustees, on her decease, shall pay the said capital and any interest accrued thereon, to and among Caroline, Lallemand, (niece of the said Carolina,) and the children of the aforesaid Antoinetta Hemphill, share and share alike.

XIV. I give and bequeath to my niece Henrietta, now married to Dr. Clark, the sum of *ten thousand dollars;* and I give and bequeath to her daughter Caroline, (in the last clause above named,) the sum of *twenty thousand dollars*—the interest of the said sum of twenty thousand dollars, or so much thereof as may be necessary, to be applied to maintenance and education of the said Caroline during her minority, and the principal, with any accumulated interest, to be paid to the said Caroline, on her arrival at the age of twenty-one years.

XV. Unto each of the captains who shall be in my employment at the time of my decease, either in port, or at sea, having charge of one of my ships or, vessels, and having performed at least two voyages in my service, I give and bequeath the sum of *fifteen hundred dollars*—provided he shall have brought safely into the port of Philadelphia, or if at sea at the time of my decease, shall bring safely into that port, my ship or vessel last entrusted to him, and also, that his conduct during his last voyage shall have been in every respect conformable to my instructions to him.

XVI. All persons, who, at the time of my decease, shall be bound

to me by indenture, as apprentices or servants, and who shall then be under age, I direct my executors to assign to suitable masters immediately after my decease, for the remainder of their respective terms, on conditions as favourable as they can in regard to education, clothing and freedom dues; to each of the said persons in my service and under age at the time of my decease, I give and bequeath the sum of *Five Hundred Dollars*, which sums respectively I direct my executors safely to invest in public stock, to apply the interest and dividends thereof, towards the education of the several apprentices or servants, for whom the capital is given respectively, and at the termination of the apprenticeship or service of each, to pay to him or her the said sum of five hundred dollars and any interest accrued thereon, if any such interest shall remain unexpended; in assigning any indenture, preference shall be given to the mother, father, or next relation, as assignee, should such mother, father, or relative desire it, and be at the same time respectable and competent.

XVII. I give and bequeath to Francis Hesley (son of Mrs. S. Hesley,) who is mother of Marianne Hesley, the sum of *One Thousand Dollars*, over and above such sum as may be due to him at my decease.

XVIII. I charge my real estate in the State of Pennsylvania, with the payment of the several annuities or sums following, (the said annuities to be paid by the Treasurer or other proper officer of the city of Philadelphia, appointed by the corporation thereof for the purpose, out of the rents and profits of said real estate hereinafter directed to be kept constantly rented,) namely:

1st. I give and bequeath to Mrs. Elizabeth Ingersoll, widow of Jared Ingersoll, Esq., late of the city of Philadelphia, counsellor at law, an annuity, or yearly sum of *One Thousand Dollars*, to be paid in half yearly payments, in advance, of five hundred dollars each, during her life.

2d. I give and bequeath to Mrs. Catharine Girard, now widow of Mr. J. B. Hoskins, who died in the Isle of France, an annuity, or yearly sum of *Four Hundred Dollars*, to be paid in half-yearly payments in advance, of two hundred dollars each, during her life.

3d. I give and bequeath to Mrs. Jane Taylor, my present housekeeper, (the widow of the late Captain Alexander Taylor, who was master of my ship Helvetius, and died in my employment,) an annuity, or yearly sum of *Five Hundred Dollars*, to be paid in half-yearly payments, in advance, of two hundred and fifty dollars each, during her life.

4th. I give and bequeath to Mrs. S. Hesley, my housekeeper at my place in Passyunk township, an annuity, or yearly sum of *Five Hundred Dollars*, to be paid in half-yearly payments, in advance, of two hundred and fifty dollars each, during her life.

5th. I give and bequeath to Marianne Hesley, daughter of Mrs. S. Hesley, an annuity, or yearly sum of *Three Hundred Dollars*, to be paid to her mother, for her use, in half yearly payments, in ad-

vance, of one hundred and fifty dollars each, until the said Marianne shall have attained the age of twenty-one years, when the said annuity shall cease, and the said Marianne will receive the five hundred dollars given to her and other indented persons, according to clause XVI. of this will.

6th. I give and bequeath to my late housekeeper, Mary Kenton, an annuity, or yearly sum of *Three Hundred Dollars*, to be paid in half-yearly payments, in advance, of one hundred and fifty dollars each, during her life.

7th. I give and bequeath to Mrs. Deborah Scott, sister of Mary Kenton, and wife of Mr. Edwin T. Scott, an annuity, or yearly sum of *Three Hundred Dollars*, to be paid in half-yearly payments, in advance, of one hundred and fifty dollars each, during her life.

8th. I give and bequeath to Mrs. Catharine M'Laren, sister of Mary Kenton, and wife of Mr. M. M'Laren, an annuity, or yearly sum of *Three Hundred Dollars*, to be paid in half-yearly payments, in advance, of one hundred and fifty dollars each, during her life.

9th. I give and bequeath to Mrs. Amelia G. Taylor, wife of Mr. Richard M. Taylor, an annuity, or yearly sum of *Three Hundred dollars*, to be paid in half yearly payments, in advance, of one hundred and fifty dollars each, during her life.

XIX. All that part of my real and personal estate, near Washita, in the State of Louisiana, the said real estate consisting of upwards of two hundred and eight thousand arpens, or acres of land, and including therein the settlement hereinafter mentioned, I give devise and bequeath, as follows, namely: 1. I give, devise and bequeath to the corporation of the city of New Orleans, their successors and assigns, all that part of my real estate, constituting the settlement formed on my behalf by my particular friend, Judge Henry Bree, of Washita, consisting of upwards of one thousand arpens or acres of land, with the appurtenances and improvements thereon, and also all the personal estate thereto belonging, and thereon remaining, including upwards of thirty slaves now on said settlement, and their increase, in trust, however, and subject to the following reservations:

I desire that no part of the said estate or property, or the slaves thereon, or their increase, shall be disposed of or sold for the term of twenty years from and after my decease, should the said Judge Henry Bree survive me and live so long, but that the said settlement shall be kept up by the said Judge Henry Bree, for and during said term of 20 years, as if it was his own; that is, it shall remain under his sole care and controul; he shall improve the same by raising such produce as he may deem most advisable, and after paying taxes, and all expenses in keeping up the settlement, by clothing the slaves and otherwise, he shall have and enjoy for his own use, all the nett profits of said settlement. Provided, however, and I desire that the said Judge Henry Bree shall render annually to the corporation of the City of New Orleans, a report of the state of

the settlement, the income and expenditure thereof, the number and increase of the slaves, and the nett result of the whole. I desire that, at the expiration of the said term of twenty years, or on the decease of the said Judge Henry Bree, should he not live so long, the land and improvements forming said settlement, the slaves thereon, or thereto belonging, and all other appurtenant personal property, shall be sold, as soon as the said corporation shall deem it advisable to do so, and the proceeds of the said sale or sales shall be applied by the said corporation to such uses and purposes as they shall consider most likely to promote the health and general prosperity of the inhabitants of the city of New Orleans. But, until the said sale shall be made, the said corporation shall pay all taxes, prevent waste, or intrusion, and so manage the said settlement and the slaves, and their increase thereon, as to derive an income, and the said income shall be applied from time to time to the same uses and purposes for the health and general prosperity of the said inhabitants.

2. I give, devise and bequeath to the Mayor, Aldermen, and Citizens of Philadelphia, their successors and assigns, two undivided third parts of all the rest and residue of my said real estate, being the lands unimproved near Washita, in the said State of Louisiana, in trust, that, in common with the corporation of the city of New Orleans, they shall pay the taxes on the said lands, and preserve them from waste or intrusion, for the term of ten years from and after my decease, and at the end of the said term, when they shall deem it advisable to do so, shall sell and dispose of their interest in said lands gradually from time to time, and apply the proceeds of such sales to the same uses and purposes hereinafter declared and directed, of and concerning the residue of my personal estate.

3. And I give, devise and bequeath to the corporation of the city of New Orleans, their successors and assigns, the remaining one undivided third part of the said lands, in trust, in common with the Mayor, Aldermen and Citizens of Philadelphia, to pay the taxes on the said lands, and preserve them from waste and intrusion, for the term of ten years from and after my decease; and, at the end of the said term, when they shall deem it advisable to do so, to sell and dispose of their interest in said lands gradually from time to time, and to apply the proceeds of such sales to such uses and purposes as the said corporation may consider most likely to promote the health and general prosperity of the inhabitants of the city of New Orleans.

XX. And, whereas, I have been for a long time impressed with the importance of educating the poor, and of placing them, by the early cultivation of their minds and the developments of their moral principles, above the many temptations, to which, through poverty and ignorance, they are exposed; and I am particularly desirous to provide for such a number of poor male white orphan children, as can be trained in one institution, a better education, as

well as a more comfortable maintenance, than they usually receive from the application of the public funds: and whereas, together with the object just adverted to, I have sincerely at heart the welfare of the city of Philadelphia, and, as a part of it, am desirous to improve the neighborhood of the river Delaware, so that the health of the citizens may be promoted and preserved, and that the eastern part of the city may be made to correspond better with the interior. Now, I do give, devise and bequeath *all the residue and remainder of my real and personal estate* of every sort and kind wheresoever situate, (the real estate in Pennsylvania charged aforesaid) unto "the Mayor, Aldermen and Citizens of Philadelphia," their successors and assigns, in trust, to and for the several uses, intents and purposes hereinafter mentioned and declared of and concerning the same, that is to say: so far as regards my real estate in Pennsylvania, in trust, that no part thereof shall ever be sold or alienated by the said Mayor, Aldermen and Citizens of Philadelphia, or their successors, but the same shall forever thereafter be let from time to time, to good tenants, at yearly, or other rents, and upon leases in possession not exceeding five years from the commencement thereof, and that the rents, issues and profits arising therefrom shall be applied towards keeping that part of the said real estate situate in the city and liberties of Philadelphia constantly in good repair, (parts elsewhere situate to be kept in repair by the tenants thereof respectively) and towards improving the same, whenever necessary, by erecting new buildings, and that the nett residue (after paying the several annuities herein before provided for) be applied to the same uses and purposes as are herein declared of and concerning the residue of my personal estate: and so far as regards my real estate in Kentucky, now under the care of Messrs. Triplett & Brumley, in trust, to sell and dispose of the same, whenever it may be expedient to do so, and to apply the proceeds of such sale to the same uses and purposes as are herein declared of and concerning the residue of my personal estate.

XXI. And so far as regards the residue of my personal estate, in trust, as to *Two Millions of Dollars*, part thereof, to apply and expend so much of that sum as may be necessary, in erecting, as soon as practicably may be, in the centre of my square of ground between High and Chestnut streets, and Eleventh and Twelfth streets, in the city of Philadelphia, (which square of ground I hereby devote for the purposes hereinafter stated, and for no other, forever,) a permanent college, with suitable out-buildings, sufficiently spacious for the residence and accommodation of at least three hundred scholars, and the requisite teachers and other persons necessary in such an institution as I direct to be established, and in supplying the said college and out-buildings with decent and suitable furniture, as well as books and all things needful to carry into effect my general design.

The said college shall be constructed with the most durable materials, and in the most permanent manner, avoiding needless ornament, and attending chiefly to the strength, convenience, and neatness of the whole: It shall be at least one hundred and ten feet east and west, and one hundred and sixty feet north and south, and shall be built on lines parallel with High and Chestnut streets and Eleventh and Twelfth streets, provided those lines shall constitute at their junction right angles. It shall be three stories in height, each story at least fifteen feet high in the clear from the floor to the cornice. It shall be fire-proof inside and outside. The floors and the roof to be formed of solid materials, on arches turned on proper centres, so that no wood may be used, except for doors, windows and shutters. Cellars shall be made under the whole building, solely for the purposes of the institution; the doors to them from the outside shall be on the east and west of the building, and access to them from the inside shall be had by steps, descending to the cellar floor from each of the entries or halls hereinafter mentioned, and the inside cellar-doors to open under the stairs on the north-east and north-west corners of the northern entry, and under the stairs on the south-east and south-west corners of the southern entry; there should be a cellar-window under and in a line with each window in the first story—they should be built one half below, the other half above the surface of the ground, and the ground outside each window should be supported by stout walls; the sashes should open inside, on hinges, like doors, and there should be strong iron bars outside each window; the windows inside and outside should not be less than four feet wide in the clear. There shall be in each story four rooms, each room not less than fifty feet square in the clear; the four rooms on each floor to occupy the whole space east and west on such floor or story, and the middle of the building north and south; so that in the north of the building, and in the south thereof, there may remain a space of equal dimensions, for an entry or hall in each, for stairs and landings. In the north-east and in the north-west corners of the northern entry or hall on the first floor, stairs shall be made so as to form a double stair-case, which shall be carried up through the several stories; and, in like manner, in the south-east and south-west corners of the southern entry or hall, stairs shall be made, on the first floor, so as to form a double stair-case, to be carried up through the several stories; the steps of the stairs to be made of smooth white marble, with plain square edges, each step not to exceed nine inches in the rise, nor to be less than ten inches in the tread; the outside and inside foundation walls shall be at least ten feet high in the clear from the ground to the ceiling; the first floor shall be at least three feet above the level of the ground around the building, after that ground shall have been so regulated as that there shall be a gradual descent from the centre to the sides of the square formed by High and Chestnut and Eleventh and Twelfth streets; all the outside foundation walls, forming

the cellars, shall be three feet six inches thick up to the first floor, or as high as may be necessary to fix the centres for the first floorr; and the inside foundation wall, running north and south, and the three inside foundation walls running east and west (intended to receive the interior walls for the four rooms, each not less than fifty feet square in the clear, above mentioned), shall be three feet thick up to the first floor, or as high as may be necessary to fix the centres for the first floor when carried so far up; the outside walls shall be reduced to two feet in thickness, leaving a recess outside of one foot, and inside, of six inches; and when carried so far up, the inside foundation walls shall also be reduced, six inches on each side, to the thickness of two feet; centres shall then be fixed on the various recesses, of six inches throughout, left for the purpose; the proper arches shall be turned, and the first floor laid; the outside and the inside walls shall then be carried up of the thickness of two feet throughout, as high as may be necessary to begin the recess intended to fix the centres for the second floor, that is the floor for the four rooms, each not less than fifty feet square in the clear, and for the landing in the north, and the landing in the south of the building, where the stairs are to go up; at this stage of the work, a chain, composed of bars of inch square iron, each bar about ten feet long, and linked together by hooks formed of the ends of the bars, shall be laid straightly and horizontally along the several walls, and shall be as tightly as possible worked into the centre of them throughout, and shall be secured wherever necessary, especially at all the angles, by iron clamps solidly fastened, so as to prevent cracking or swerving in any part; centres shall then be laid, the proper arches turned for the second floor and landings, and the second floor and landings shall be laid; the outside and the inside walls shall then be carried up of the same thickness of two feet throughout, as high as may be necessary to begin the recess intended to fix the centres for the third floor and landings; and, when so far carried up, another chain similar in all respects to that used at the second story, shall be in like manner worked into the walls throughout as tightly as possible, and clamped in the same way with equal care; centres shall be formed, the proper arches turned, and the third floor and landings shall be laid: the outside and the inside walls shall then be carried up, of the same thickness of two feet throughout, as high as may be necessary to begin the recess intended to fix the centres for the roof; and, when so carried up, a third chain, in all respects like those used at the second and third stories, shall, in the manner before described, be worked as tightly as possible into the walls throughout, and shall be clamped with equal care; centres shall now be fixed in the manner best adapted for the roof, which is to form the ceiling for the third story, the proper arches shall be turned, and the roof shall be laid as nearly horizontally as may be, consistently with the easy passage of water to the eaves: the outside walls, still of the thickness of two

feet throughout, shall then be carried up about two feet above the level of the platform, and shall have marble capping, with a strong and neat iron railing thereon. The outside walls shall be faced with slabs or blocks of marble or granite, not less than two feet thick, and fastened together with clamps securely sunk therein; they shall be carried up flush from the recess of one foot formed at the first floor, where the foundation outside wall is reduced to two feet. The floors and landings as well as the roof shall be covered with marble slabs, securely laid in mortar; the slabs on the roof to be twice as thick as those on the floors. In constructing the walls, as well as in turning the arches, and laying the floors, landings, and roof, good and strong mortar and grout shall be used, so that no cavity whatever may anywhere remain. A furnace or furnaces for the generation of heated air shall be placed in the cellar, and the heated air shall be introduced in adequate quantity wherever wanted, by means of pipes and flues inserted and made for the purpose in the walls, and as those walls shall be constructed. In case it shall be found expedient for the purposes of a library, or otherwise, to increase the number of rooms by dividing any of those directed to be not less than fifty feet square in the clear, into parts, the partition walls to be of solid materials. A room most suitable for the purpose shall be set apart for the reception and preservation of my books and papers, and I direct that they shall be placed there by my executors, and carefully preserved therein. There shall be two principal doors of entrance into the college, one into the entry or hall on the first floor, in the north of the building, and in the centre between the east and west walls, the other into the entry or hall in the south of the building, and in the centre between the east and west walls; the dimensions to be determined by a due regard to the size of the entire building, to that of the entry, and to the purposes of the doors. The necessity for, as well as the position and size of other doors, internal or external, and also the position and size of the windows, to be in like manner decided on by a consideration of the uses to which the building is to be applied, the size of the building itself, and of the several rooms, and of the advantages of light and air: there should in each instance be double doors, those opening into the rooms to be what are termed glass doors, so as to increase the quantity of light for each room, and those opening outward to be of substantial wood work, well lined and secured; the windows of the second and third stories I recommend to be made in the style of those in the first and second stories of my present dwelling house, North Water street, on the eastern front thereof; and outside each window I recommend that a substantial and neat iron balcony be placed, sufficiently wide to admit the opening of the shutters against the walls; the windows of the lower story to be in the same style, except that they are not to descend to the floor, but so far as the surbase, up to which the wall is to be carried, as is the case in the lower story of my house at my

place in Passyunk township. In minute particulars, not here noticed, utility and good taste should determine. There should be at least four out-buildings, detached from the main edifice and from each other, and in such positions as shall at once answer the purposes of the institution, and be consistent with the symmetry of the whole establishment: each building should be, as far as practicable, devoted to a distinct purpose; in that one or more of those buildings in which they may be most useful, I direct my executors to place my plate and furniture of every sort.

The entire square formed by High and Chesnut streets and Eleventh and Twelfth streets, shall be enclosed with a solid wall, at least fourteen inches thick, and ten feet high, capped with marble and guarded with irons on the top, so as to prevent persons from getting over; there shall be two places of entrance into the square, one in the centre of the wall facing High street, and the other in the centre of the wall facing Chesnut street; at each place of entrance there shall be two gates, one opening inward, and the other outward; those opening inward to be of iron, and in the style of the gates north and south of my Banking house; and those opening outward to be of substantial wood work well lined and secured on the faces thereof with sheet iron. The messuages now erected on the south-east corner of High and Twelfth streets, and on Twelfth street, to be taken down and removed as soon as the college and out-buildings shall have been erected, so that the establishment may be rendered secure and private.

When the college and appurtenances shall have been constructed, and supplied with plain and suitable furniture and books, philosophical and experimental instruments and apparatus, and all other matters needful to carry my general design into execution, the income, issues and profits of so much of the said sum of two millions of dollars as shall remain unexpended, shall be applied to maintain the said college according to my directions.

1. The institution shall be organized as soon as practicable, and to accomplish that purpose more effectually, due public notice of the intended opening of the college shall be given, so that there may be an opportunity to make selections of competent instructors and other agents, and those who may have the charge of orphans may be aware of the provisions intended for them.

2. A competent number of instructors, teachers, assistants, and other necessary agents, shall be selected, and when needful, their places from time to time supplied. They shall receive adequate compensation for their services; but no person shall be employed who shall not be of tried skill in his or her proper department, of established moral character, and in all cases persons shall be chosen on account of their merit, and not through favor or intrigue.

3. As many poor white male orphans, between the ages of six and ten years, as the said income shall be adequate to maintain, shall be introduced into the college as soon as possible; and from

time to time as there may be vacancies, or as increased ability from income may warrant, others shall be introduced.

4. On the application for admission, an accurate statement should be taken in a book prepared for the purpose, of the name, birthplace, age, health, condition as to relatives, and other particulars useful to be known of each orphan.

5. No orphan should be admitted until the guardians or directors of the poor, or a proper guardian or other competent authority shall have given, by indenture, relinquishment, or otherwise, adequate power to the Mayor, Aldermen, and citizens of Philadelphia, or to directors, or others by them appointed, to enforce, in relation to each orphan, every proper restraint, and to prevent relatives or others from interfering with, or withdrawing such orphan from the institution.

6. Those orphans, for whose admission application shall first be made, shall be first introduced, all other things concurring—and at all future times, priority of application shall entitle the applicant to preference in admission, all other things concurring; but if there shall be, at any time, more applicants than vacancies, and the applying orphans shall have been born in different places, a preference shall be given—*first*, to orphans born in the city of Philadelphia; *secondly*, to those born in any other part of Pennsylvania; *thirdly*, to those born in the city of New York (that being the first port on the continent of North America at which I arrived); and *lastly*, to those born in the city of New Orleans, being the first port on the said continent at which I first traded, in the first instance as first officer, and subsequently as master and part owner of a vessel and cargo.

7. The orphans admitted into the college shall be there fed with plain but wholesome food, clothed with plain but decent apparel, (no distinctive dress ever to be worn) and lodged in a plain but safe manner: due regard shall be paid to their health, and to this end their persons and clothes shall be kept clean, and they shall have suitable and rational exercise and recreation. They shall be instructed in the various branches of a sound education, comprehending reading, writing, grammar, arithmetic, geography, navigation, surveying, practical mathematics, astronomy, natural, chemical, and experimental philosophy, the French and Spanish languages, (I do not forbid, but I do not recommend the Greek and Latin languages)—and such other learning and science as the capacities of the several scholars may merit or warrant. I would have them taught facts and things, rather than words or signs; and especially, I desire, that by every proper means a pure attachment to our republican institutions and to the sacred rights of conscience, as guaranteed by our happy constitutions, shall be formed and fostered in the minds of the scholars.

8. Should it unfortunately happen, that any of the orphans admitted into the college shall, from mal-conduct, have become unfit

companions for the rest, and mild means of reformation prove abortive, they should no longer remain therein.

9. Those scholars who shall merit it, shall remain in the college until they shall respectively arrive at between fourteen and eighteen years of age; they shall then be bound out by the Mayor, Aldermen, and Citizens of Philadelphia, or under their direction, to suitable occupations—as those of agriculture, navigation, arts, mechanical trades, and manufactures, according to the capacities and acquirements of the scholars respectively, consulting, as far as prudence shall justify it, the inclinations of the several scholars, as to the occupation, art, or trade to be learned.

In relation to the organization of the college and its appendages, I leave, necessarily, many details to the Mayor, Aldermen, and Citizens of Philadelphia, and their successors; and I do so with the more confidence, as, from the nature of my bequests and the benefit to result from them, I trust that my fellow citizens of Philadelphia will observe and evince especial care and anxiety in selecting members for their city councils, and other agents.

There are, however, some restrictions, which I consider it my duty to prescribe, and to be, amongst others, conditions on which my bequest for said college is made and to be enjoyed, namely:—*First*, I enjoin and require, that if, at the close of any year, the income of the fund devoted to the purposes of the said college shall be more than sufficient for the maintenance of the institution during that year, then the balance of the said income, after defraying such maintenance, shall be forthwith invested in good securities, thereafter to be and remain a part of the capital; but, in no event, shall any part of the said capital be sold, disposed of, or pledged, to meet the current expenses of the said institution, to which I devote the interest, income, and dividends thereof, exclusively: *Secondly*, I enjoin and require that *no ecclesiastic, missionary, or minister of any sect whatsoever, shall ever hold or exercise any station or duty whatever in the said college; nor shall any such person ever be admitted for any purpose, or as a visitor, within the premises appropriated to the purposes of the said college.*

In making this restriction, I do not mean to cast any reflection upon any sect or person whatsoever; but, as there is such a multitude of sects, and such a diversity of opinion amongst them, I desire to keep the tender minds of the orphans, who are to derive advantage from this bequest, free from the excitement which clashing doctrines and sectarian controversy are so apt to produce; my desire is, that all the instructors and teachers in the college shall take pains to instil into the minds of the scholars *the purest principles of morality*, so that, on their entrance into active life, they may, *from inclination and habit*, evince *benevolence towards their fellow creatures*, and *a love of truth, sobriety, and industry*, adopting at the same time such religious tenets as their *matured reason* may enable them to prefer.

If the income arising from that part of the said sum of two millions of dollars, remaining after the construction and furnishing of the college and outbuildings, shall, owing to the increase of the number of orphans applying for admission, or other cause, be inadequate to the construction of new buildings, or the maintenance and education of as many orphans as may apply for admission, then such further sum as may be necessary for the construction of new buildings and the maintenance and education of such further number of orphans, as can be maintained and instructed within such buildings as the said square of ground shall be adequate to, shall be taken from the final residuary fund hereinafter expressly referred to for the purpose, comprehending the income of my real estate in the city and county of Philadelphia, and the dividends of my stock in the Schuylkill Navigation Company—my design and desire being, that the benefits of said institution shall be extended to as great a number of orphans as the limits of the said square and buildings therein can accommodate.

XXII. And as to the further sum of *Five Hundred Thousand Dollars*, part of the residue of my personal estate, in trust, to invest the same securely, and to keep the same so invested, and to apply the income thereof exclusively to the following purposes, that is to say—

1. To lay out, regulate, curb, light and pave a passage or street, on the east part of the city of Philadelphia, fronting the river Delaware, not less than twenty-one feet wide, and to be called *Delaware Avenue*, extending from South or Cedar street, all along the east part of Water street squares, and the west side of the logs which form the heads of the docks, or thereabouts; and to this intent to obtain such Acts of Assembly, and to make such purchases or agreements as will enable the Mayor, Aldermen, and Citizens of Philadelphia, to remove or pull down all the buildings, fences, and obstructions which may be in the way, and to prohibit all buildings, fences, or erections of any kind to the eastward of said Avenue; to fill up the heads of such of the docks as may not afford sufficient room for the said street; to compel the owners of wharfs to keep them clean, and covered completely with gravel or other hard materials, and to be so levelled that water will not remain thereon after a shower of rain; to completely clean and keep clean all the docks within the limits of the city, fronting on the Delaware; and to pull down all platforms carried out from the east part of the city over the river Delaware, on piles or pillars.

2. To pull down and remove all wooden buildings, as well those made of wood and other combustible materials, as those called brick-paned, or frame buildings filled in with bricks, that are erected within the limits of the city of Philadelphia, and also to prohibit the erection of any such building within the said city's limits at any future time.

3. To regulate, widen, pave, and curb Water street, and to dis-

tribute the Schuylkill water therein upon the following plan, that is to say—that Water street be widened east and west, from Vine street all the way to South street, in like manner as it is from the front of my dwelling to the front of my stores on the west side of Water street, and the regulation of the curbstones continued at the same distance from one another, as they are at present opposite to the said dwelling and stores, so that the regulation of the said street be not less than thirty-nine feet wide, and afford a large and convenient footway, clear of obstructions and incumbrances of every nature, and the cellar doors on which, if any shall be permitted, not to extend from the buildings on to the footway more than four feet; the said width to be increased gradually, as the fund shall permit, and as the capacity to remove impediments shall increase, until there shall be a correct and permanent regulation of Water street, on the principles above stated, so that it may run north and south as straight as possible.

That the ten feet middle alley, belonging to the public, and running from the centre of the east squares to Front street, all the way down across Water street to the river Delaware, be kept open and cleaned as city property, all the way from Vine to South street; that such part of each centre or middle alley as runs from Front to Water street, be arched over with bricks or stone, in so strong a manner as to facilitate the building of plain and permanent stone steps and platforms, so that they may be washed and kept constantly clean; and that the continuance of the said alleys, from the east side of Water street, be curbed all the way to the river Delaware, and kept open forever. (I understand that those middle or centre alleys, were left open in the first plan of the lots, on the east front of the city, which were granted from the east side of Front street to the river Delaware, and that each lot on said east front has contributed to make those alleys, by giving a part of their ground in proportion to the size of each lot; those alleys were in the first instance, and still are, considered public property, intended for the convenience of the inhabitants residing in Front street, to go down to the river for water and other purposes; but, owing to neglect or to some other cause, on the part of those who have had the care of the city property, several encroachments have been made on them by individuals, by wholly occupying, or building over them, or otherwise; and in that way the inhabitants, more particularly those who reside in the neighbourhood, are deprived of the benefit of that wholesome air, which their opening and cleansing throughout would afford.) That the iron pipes, in Water street, which, by being of smaller size than those in the other streets, and too near the surface of the ground, cause constant leaks, particularly in the winter season, which in many places render the street impassable, be taken up and replaced by pipes of the same size, quality and dimensions in every respect, and laid down as deeply from the surface of the ground, as the iron pipes which are laid

in the main streets of the city; and as it respects pumps for Schuylkill water and fire-plugs in Water street, that one of each be fixed at the south-west corner of Vine and Water streets, and so running southward, one of each near the steps of the centre alley, going up to Front street; one of each at the south-west corner of Sassafras and Water streets; one of each near the steps of the centre alley going up to Front street; and so on at every south-west corner of all the main streets and Water street, and of the centre alleys of every square, as far as South or Cedar street; and when the same shall have been completed, that all Water street shall be repaved by the best workmen, in the most complete manner, with the best paving water stones, after the height of the curb-stones shall have been regulated throughout, as well as the ascent and descent of the street, in such manner as to conduct the water through the main streets and the centre alleys to the river Delaware, as far as practicable; and whenever any part of the street shall want to be raised, to use nothing but good paving gravel for that purpose, so as to make the paving as permanent as possible. By all which improvements, it is my intention to place and maintain the section of the city above referred to, in a condition which will correspond better with the general cleanliness and appearance of the whole city, and be more consistent with the safety, health, and comfort of the citizens. And my mind and will are, that all the income, interest, and dividends of the said capital sum of five hundred thousand dollars, shall be yearly, and every year, expended upon the said objects, in the order in which I have stated them as closely as possible, and upon no other objects until those enumerated shall have been attained; and, when those objects shall have been accomplished, I authorize and direct the said the Mayor, Aldermen, and Citizens, to apply such part of the income of the said capital sum of five hundred thousand dollars, as they may think proper to the further improvement, from time to time, of the eastern or Delaware front of the city.

XXIII. I give and bequeath to the Commonwealth of Pennsylvania, the sum of *Three Hundred Thousand Dollars*, for the purpose of internal improvement by canal navigation, to be paid into the State treasury by my executors, as soon as such laws shall have been enacted by the constituted authorities of the said commonwealth as shall be necessary, and amply sufficient to carry into effect, or to enable the constituted authorities of the city of Philadelphia to carry into effect the several improvements above specified, namely: 1, *Laws*, to cause Delaware avenue, as above described, to be made, paved, curbed, and lighted; to cause the buildings, fences, and other obstructions now existing, to be abated and removed, and to prohibit the creation of any such obstructions to the eastward of said Delaware avenue; 2, *Laws*, to cause all wooden building as above described, to be removed, and to prohibit their future erection within the limits of the city of Philadelphia;

3, *Laws*, providing for the gradual widening, regulating, paving, and curbing Water street, as hereinbefore described, and also for the repairing the middle alleys, and introducing the Schuylkill water, and pumps, as before specified—all which objects may, I persuade myself, be accomplished on principles at once just in relation to individuals, and highly beneficial to the public: the said sum, however, not to be paid, unless said laws be passed within one year after my decease.

XXIV. And as it regards *the remainder of said residue* of my personal estate, in trust, to invest the same in good securities, and in like manner to invest the interests and income thereof from time to time, so that the whole shall form a permanent fund, and to apply the income of the said fund:

1st. To the further improvement and maintenance of the aforesaid college, as directed in the last paragraph of the XXIst clause of this will.

2d. To enable the corporation of the city of Philadelphia to provide more effectually than they now do, for the security of the persons and property of the inhabitants of the said city, by a competent police, including a sufficient number of watchmen, really suited to the purpose; and to this end, I recommend a division of the city into watch districts, or four parts, each under a proper head, and that at least two watchmen shall, in each round or station, patrole together.

3d. To enable the said corporation to improve the city property, and the general appearance of the city itself, and, in effect, to diminish the burden of taxation, now most oppressive, especially on those who are the least able to bear it.

To all which objects, the prosperity of the city, and the health and comfort of its inhabitants, I devote the said fund as aforesaid, and direct the income thereof to be applied yearly and every year forever, after providing for the college as hereinbefore directed, as my primary object. But, if the said city shall knowingly and wilfully violate any of the conditions hereinbefore and hereinafter mentioned, then I give and bequeath the said remainder and accumulations to the commonwealth of Pennsylvania, for the purposes of internal navigation; excepting, however, the rents, issues, and profits of my real estate in the city and county of Philadelphia, which shall forever be reserved and applied to maintain the aforesaid college, in the manner specified in the last paragraph of the XXIst clause of this will: And if the commonwealth of Pennsylvania shall fail to apply this or the preceding bequest to the purposes before mentioned, or shall apply any part thereof to any other use, or shall, for the term of one year from the time of my decease, fail or omit to pass the laws hereinbefore specified for promoting the improvement of the city of Philadelphia, then I give, devise and bequeath the said remainder and accumulations (the rents aforesaid always excepted and reserved for the college as

aforesaid) to the United States of America, for the purposes of internal navigation, and no other.

Provided, nevertheless, and I do hereby declare, that all the preceding bequests and devises of the residue of my estate to the Mayor, Aldermen, and Citizens of Philadelphia, are made upon the following express conditions, that is to say: *First*, That none of the monies, principal, interest, dividends, or rents, arising from the said residuary devise and bequest, shall at any time be applied to any other purpose or purposes whatever, than those herein mentioned and appointed. *Second*, That separate accounts, distinct from the other accounts of the corporation, shall be kept by the said corporation, concerning the said devise, bequest, college, and funds, and of the investment and application thereof; and that a separate account or accounts of the same shall be kept in bank, not blended with any other account, so that it may at all times appear on examination by a committee of the Legislature, as hereinafter mentioned, that my intentions had been fully complied with. *Third*, That the said corporation render a detailed account annually, in duplicate, to the Legislature of the commonwealth of Pennsylvania, at the commencement of the session, one copy for the Senate, and the other for the House of Representatives, concerning the said devised and bequeathed estate, and the investment and application of the same, and also a report in like manner of the state of the said college, and shall submit all their books, papers, and accounts touching the same, to a committee or committees of the Legislature for examination, when the same shall be required.

Fourth, the said corporation shall also cause to be published in the month of January, annually, in two or more newspapers, printed in the city of Philadelphia, a concise but plain account of the state of the trusts, devises and bequests herein declared and made, comprehending the condition of the said college, the number of scholars, and other particulars needful to be publicly known, for the year next preceding the said month of January, annually.

XXV. And, whereas, I have executed an assignment, in trust, of my banking establishment, to take effect the day before my decease, to the intent that all the concerns thereof may be closed by themselves, without being blended with the concerns of my general estate, and the balance remaining to be paid over to my executors: Now, I do hereby direct my executors, hereinafter mentioned, not to interfere with the said trust in any way, except to see that the same is faithfully executed, and to aid the execution thereof by all such acts and deeds as may be necessary and expedient to effectuate the same, so that it may be speedily closed, and the balance paid over to my executors, to go, as in my will, into the residue of my estate: And I do hereby authorize, direct, and empower the said trustees, from time to time, as the capital of the said bank shall be received, and shall not be wanted for the discharge of the debts due thereat, to invest the same in good securities in the names of

my executors, and to hand over the same to them, to be disposed of according to this my will.

XXVI. Lastly, I do hereby nominate and appoint Timothy Paxson, Thomas P. Cope, Joseph Roberts, William J. Duane, and John A. Barclay, executors of this my last will and testament: I recommend to them to close the concerns of my estate as expeditiously as possible, and to see that my intentions in respect to the residue of my estate are and shall be strictly complied with; and I do hereby revoke all other wills by me heretofore made.

In witness, I, the said Stephen Girard, have, to this my last will and testament, contained in thirty-five pages, set my hand at the bottom of each page, and my hand and seal at the bottom of this page; the said will executed, from motives of prudence, in duplicate, this sixteenth day of February, in the year one thousand eight hundred and thirty.

STEPHEN GIRARD. [L. S.]

Signed, sealed, published, and declared by the said Stephen Girard, as and for his last will and testament, in the presence of us, who have at his request hereunto subscribed our names as witnesses thereto, in the presence of the said testator, and of each other. February 16, 1830.

JOHN H. IRWIN,
SAMUEL ARTHUR,
S. H. CARPENTER.

Whereas, I, Stephen Girard, the testator named in the foregoing will and testament, dated the sixteenth day of February, eighteen hundred and thirty, have, since the execution thereof, purchased several parcels and pieces of real estate, and have built sundry messuages, all which, as well as any real estate that I may hereafter purchase, it is my wish and intention to pass by the said will: Now, I do hereby republish the foregoing last will and testament, dated February 16, 1830, and do confirm the same in all particulars.

In witness, I, the said Stephen Girard, set my hand and seal hereunto, the twenty-fifth day of December, eighteen hundred and thirty.

STEPHEN GIRARD. [L. S.]

Signed, sealed, published, and declared by the said Stephen Girard, as and for a republication of his last will and testament, in the presence of us, who, at his request, have hereunto subscribed our names as witnesses thereto, in the presence of the said testator and of each other, December 25th, 1830.

JOHN H. IRWIN,
SAMUEL ARTHUR,
JNO. THOMSON.

Whereas, I, Stephen Girard, the testator named in the foregoing will and testament, dated February 16, 1830, have, since the execution thereof, purchased several parcels and pieces of land and real estate, and have built sundry messuages, all which, as well as any real estate that I may hereafter purchase, it is my intention to pass by said will; and whereas, in particular, I have recently purchased from Mr. William Parker, the Mansion House, outbuildings, and forty-five acres and some perches of land, called Peel Hall, on the Ridge Road, in Penn Township: Now, I declare it to be my intention, and I direct, that the Orphan establishment, provided for in my said will, instead of being built as therein directed upon my square of ground between High and Chesnut and Eleventh and Twelfth streets, in the City of Philadelphia, shall be built upon the estate, so purchased from Mr. W. Parker, and I hereby devote the said estate to that purpose, exclusively, in the same manner as I had devoted the said square, hereby directing that all the improvements and arrangements for the said orphan etablishment, prescribed by my said will, as to said square, shall be made and executed upon the said estate, just as if I had in my will devoted the said estate to said purpose—consequently, the said square of ground is to constitute, and I declare it to be a part of the residue and remainder of my real and personal estate, and given and devised for the same uses and purposes, as are declared in section twenty of my will, it being my intention, that the said square of ground shall be built upon, and improved in such a manner, as to secure a safe and permanent income for the purposes stated in said twentieth section.

In witness whereof, I, the said Stephen Girard, set my hand and seal hereunto, the twentieth day of June, eighteen hundred and thirty-one.

STEPHEN GIRARD. [L. S.]

Signed, sealed, published, and declared, by the said Stephen Girard, as and for a republication of his last will and testament, and a further direction in relation to the real estate therein mentioned, in the presence of us, who, at his request, have hereunto subscribed our names as witnesses thereto, in the presence of the said testator, and of each other, June 20, 1831.

S. H. CARPENTER,
L. BARDIN,
SAMUEL ARTHUR.

Philadelphia, December 31*st*, 1831.

Then personally appeared Samuel Arthur and S. H. Carpenter, two of the witnesses to the foregoing will and the second codicil or republication thereof, and on their oaths did say, that they were present, and did see and hear Stephen Girard, the testator in the said will and second republication thereof named, sign, seal,

publish, and declare the same as and for his last will and testament, and republication thereof, and that at the doing thereof, he was of sound mind, memory and understanding, to the best of their knowledge and belief; and at the same time appeared Jno. Thomson, one of the witnesses to the first republication of said will, and on his solemn affirmation did say, that he was present, and did see and hear Stephen Girard, the testator in the first republication of said will named, sign, seal, publish and declare the same as and for a republication of his last will and testament. And the said Samuel Arthur, another of the witnesses to said first republication of said will, on his oath did further say, that he was present, and did see and hear Stephen Girard, the testator in the first republication of said will named, sign, seal, publish and declare the same as and for a republication of his last will and testament, and they both did say, that, at the doing thereof, he was of sound mind, memory and understanding, to the best of their knowledge and belief.

Coram,

J. HUMES, *Register.*

December 31, 1831.

Timothy Paxson and Thomas P. Cope, two of the executors, affirmed, and Joseph Roberts, William J. Duane, and John A. Barclay, the other executors, sworn, and letters testamentary granted unto them.

(B.)

This indenture made the twenty-fourth day of April, in the year of our Lord one thousand eight hundred and thirty-three, between John B. Haslam, of the City of Philadelphia, merchant, and Caroline E. G., his wife, of the one part, and Mark Richards, of the said City, merchant, of the other part, witnesseth: that the said John B. Haslam and Caroline E. G., his wife, for and in consideration of the sum of one dollar, lawful money of the United States, unto them in hand paid by the said Mark Richards at the time of the execution thereof, the receipt whereof is hereby acknowledged, as also for divers other good causes and valuable considerations them hereunto moving, have granted, bargained, sold, released and confirmed, and by these presents do grant, bargain, sell, release and confirm unto the said Mark Richards, his heirs and assigns, all and every the messuages, lots, lands and tenements, and generally, all and singular the hereditaments and real estate whatsoever and wheresoever situate, lying and being, of and belonging to her the said Caroline E. G., and to which she is in any wise entitled, together with all and singular the buildings, improvements, ways, waters, water-courses, rights, liberties, privileges and appurtenances whatsoever thereunto belonging, or in

any wise appertaining, and the *reversions*, remainders, rents, issues and profits thereof, and all the estate, right, title, interest, property, claim and demand whatsoever, of him, the said John B. Haslam, and Caroline E. G., his wife, as well at law as in equity, of, in, to, and out of the same, to have and to hold all and singular the hereditaments and premises hereby granted or mentioned, or intended so to be, with the appurtenances, unto the said Mark Richards, his heirs and assigns, to and for the only proper use and behoof of the said Mark Richards, his heirs and assigns forever, in trust, nevertheless, to and for such uses and purposes as are hereinafter mentioned, expressed and declared, of and concerning the same, that is to say: upon trust to demise and let the hereditaments and premises hereby granted, and to recover and receive the rents, issues and income thereof, and to pay over the same when and as received, after deducting all necessary charges and expenses attending the said trust, into the hands of the said Caroline E. G. Haslam, or to such person or persons as she, by any writing, under her own hand, may from time to time appoint to receive the same, or at the option of the said Caroline E. G. Haslam, to permit and suffer her the said Caroline, or such person or persons, as she may by any writing under her own hand, *may* from time to time appoint for that purpose, to receive said rents, issues and income for her own separate use and support, during her natural life, so that the said trust, estate, and the rents, issues and income thereof, shall not be liable to the debts, control or engagements of her said husband, and for which rents, issues, and income the receipts of the said Caroline, in her own name and under her own hand, or the receipts of such person or persons, as she from time to time may appoint to receive the same, as aforesaid, notwithstanding her coverture, or whether she be covert or sole, shall be deemed and taken to be good and valid discharges in the law; and from and immediately after the decease of the said Caroline, then to hold all and singular the hereditaments and real estate hereby granted and conveyed in manner aforesaid, to and for the only proper use and behoof of such person and persons, and for such estate and estates, and in such way, manner, and form, as she the said Caroline E. G. Haslam, notwithstanding her coverture, or whether she be covert or sole, by her last will and testament in writing, or writing in nature thereof, purporting to be and by her intended as and for her last will and testament, by her to be signed and sealed in the presence of two or more credible witnesses, shall nominate, direct and appoint; and on default of such appointment, then in trust to and for the only proper use and behoof of such person and persons, and in such parts, shares and proportions to whom, and as the same would have gone, according to the laws of Pennsylvania regulating the descent of real estate in case of intestacy, had these presents not been executed, and had not the said Caroline died unmarried, seised in fee of the

premises, and to and for no other use, intent and purpose whatever. Provided always, nevertheless, and it is hereby expressly agreed and declared, by and between all the said parties hereto, that it shall and may be lawful for the said Caroline E. G. Haslam, at any time or times during her natural life, either in her own proper person or by such person or persons as she, by writing, under her own hand and seal, notwithstanding her coverture, or whether she be covert or sole, shall constitute her attorney or attorneys for that purpose, to alter, change, annul and make void all and every or any of the uses, trusts and estates hereinbefore limited, created and declared, of and concerning the premises hereby granted, or any part thereof, and to declare new and other uses of the same, as to her or her said attorney or attorneys shall seem meet; and lastly, that after the said uses and estates shall be so altered, annulled and made void, it shall and may be lawful for the said Caroline E. G. Haslam, at any time or times during her natural life, notwithstanding her coverture, or whether she be covert or sole, in her own proper person or by her attorney or attorneys, to be constituted, as aforesaid, by any deed or deeds under hand and seal, attested by two or more credible witnesses, to grant, bargain, sell and absolutely dispose of all and singular the premises and estate above granted, with the appurtenances, or any part or parts thereof, to any person or persons whomsoever, his, her, or their heirs and assigns forever, in absolute fee simple, discharged from the uses, trusts and estates hereinbefore limited and declared, concerning the same, and to receive the purchase monies thereof, for the separate use of said Caroline, as if she were sole and unmarried, any thing hereinbefore contained to the contrary thereof notwithstanding.

In witness whereof, the said parties have interchangeably set their hands and seals hereunto, dated the day and year first above written.

Signed,

JOHN BULKLEY HASLAM, [L. S.]
CAROLINE E. G. HASLAM. [L. S.]

Sealed and delivered in the presence of us,
Signed,
WM. HEMPHILL.
HENRY WHELAN.

The twenty-fourth day of April, A. D. 1833, before me, Andrew Geyer, an alderman of the city of Philadelphia, came the above named John B. Haslam and Caroline E. G., his wife, and acknowledged the aforegoing indenture to be their act and deed, and desired the same may be recorded as such, the said Caroline E. G. being of full age and by me examined separate and apart from her said husband, declared that she executed the said indenture voluntarily and of her own free will and accord, without any compulsion

or coercion of her said husband, or any undue influence whatever, and the full contents thereof being by me first made known to her.

Witness my hand and seal the day and year aforesaid.

(Signed) ANDREW GEYER,
Alderman, [L. S.]

To the Honourable the judges of the Circuit Court of the United States, in and for the District of Pennsylvania.

The several answer of the Mayor, Aldermen and Citizens of Philadelphia, to the bill of complaint of Etienne Girard and Françoise Fenelon Vidal, aliens.

These respondents, saving and reserving to themselves now and at all times hereafter, all and all manner of exception to the various errors, imperfections and uncertainties, in the said bill of complaint contained, for answer thereunto, or unto so much thereof as they are advised it is material for them to answer, they answer and say: that it is true as therein stated, that the late Stephen Girard, Esquire, died at his domicil, in the city of Philadelphia, on the 26th day of December, A. D. 1831; that during his life time he duly made a last will and testament, bearing date the 16th February, A. D. 1830, and a paper purporting to be a republication thereof, bearing date the 25th December, A. D. 1830, and also a codicil thereto, bearing date the 20th June, A. D. 1831, and that he appointed the executors named in the said bill of complaint, who proved his said will, and took upon themselves the execution thereof; that your respondents do not deem it necessary to answer whether or not the contents of the said will are truly stated and set forth in the said bill of complaint, referring to a copy of the said will, and so far and no further, as the same may be cognizable by this Honourable Court, submitting it to the court for the exposition and construction thereof, and of all and every part thereof. And your respondents admit that the said Stephen Girard, in and by his will aforesaid, bequeathed a large personal estate, and also that he devised a considerable real estate within the State of Pennsylvania, being the only part of his real estate subject to the laws of that State or to the jurisdiction of this court; that the amount and nature of the personal estate are not exactly known to your respondents, but so far as can now be known will appear upon the inventory and accounts of the executors, filed and remaining in the said register's office, or in the Orphan's Court of the city and County of Philadelphia, where the said accounts are undergoing an investigation according to law, as to the charges and discharges thereof, and where the exclusive jurisdiction of all matters touching the said accounts, and the distribution of the balance which shall here after appear upon them, as well as the propriety of all payments heretofore made, do of right belong; that your respondents have entered upon, and are now in the possession of all the real estate

in the State of Pennsylvania, devised by the said will, and are holding the same for the purposes and uses, and in the manner directed by the testator in his said will; so that the same may be fully carried into effect according to his intention as therein plainly expressed, and in conformity with an Act of Assembly of the Commonwealth of Pennsylvania, bearing date the 24th day of March, A. D. 1832, entitled "An Act to enable the Mayor, Aldermen and Citizens of Philadelphia, to carry into effect certain improvements and execute certain trusts," and a supplement thereto passed the 4th day of April, A. D. 1832, which several acts of assembly your respondents pray may be taken as part of this their answer, as if the same were herein at large set forth.

And your respondents further answering say, that they are not able to state the value of the said real estate, but if so required by this Honourable Court, will cause a list of the same to be furnished and filed; submitting, however, that the expense of making the same out should be provided for by the complainants; a part of the said real estate has been improved since the death of the testator, by the expenditure thereon of a very large sum of money in completion of plans, arrangements, and contracts of the testator, the particulars of which they reserve to themselves a right to exhibit, if it should become necessary.

And your respondents further answering say, that they have no knowledge whether the heirs and next of kin of the testator, were or were not as set forth in the said bill, further than as the same may be supposed to appear by his will or by several suits, which will be presently referred to, though they have no reason to believe to the contrary; but these respondents answer and specially insist to be available to them, in such manner as may be according to the practice in equity and the rules of this Honourable Court, that each and every of the persons named in the said bill as heirs at law and next of kin of the testator, including all the complainants, were objects of the bounty of the testator, to whom legacies were given by his said will, as by reference to the said will, will appear; that the complainants and the said several other persons named as heirs and next of kin in the said bill of complaint, before the said bill of complaint was filed, claimed their several legacies from the executors under the said will, and according to the said will, and severally received the said legacies from the executors, under and according to the said will, and not otherwise.

And these respondents further answering say, and specially insist to be available as aforementioned, that certain real estate in the State of Pennsylvania, having been purchased by the testator after the date of his said will, and after the date of the last codicil thereto, the said complainants, together with the other heirs and next of kin, named in the said bill of complaint, after the death of the testator and after the probate of the said will and codicils, and also after your respondents had entered upon the real estate

devised to them, and were executing the trusts thereof, made a claim specifically to the said after purchased real estate, upon the ground that being after purchased it did not pass by the said will, and upon no other ground whatever. Your respondents, not being willing to take upon themselves to decide what was the law of the case in relation to estates held by them in trust, did not yield to the claim. Thereupon ejectments were brought against your respondents, in the Supreme Court of Pennsylvania, by the complainants, and the said other persons named, and judgments were by the said court rendered against your respondents, for the said after purchased lands; that afterwards, your respondents being informed that doubts were expressed whether the said cases had been as fully presented as they ought to have been for the consideration of the court, determined to have them again submitted, and for that purpose brought one or more ejectments in which the subject was again deliberately considered by the said court, and judgments rendered against your respondents. And your respondents aver, that in making said claims, no pretension was set up by the complainants or the other heirs or next kin, of a right or claim to any part of the real estate devised to your respondents by the said will or codicils, nor that the devises therein were illegal, invalid or void, but only to the lands purchased after the date of the said will and codicils; and your respondents understood and believe that as well the said complainants and other heirs and next of kin in making their claims, as the said court in rendering its judgment, admitted the right of your respondents to the lands devised to them. Your respondents never heard any thing to the contrary, until the filing of the present bill of complaint in this Honourable Court. And your respondents further say, and specially insist to be available in such manner as may be according to the practice in equity and the rules of this Honourable Court, that before the filing of the bill of complaint of the complainants, and before any proceedings in this Honourable Court, the executors named in the will of the said Stephen Girard, had duly, and according to the course of the law in Pennsylvania, filed and settled their accounts of the administration of the personal estate of the testator, in the office of the register for the probate of wills and granting of letters of administration for the city and county of Philadelphia; that the said settlement has been duly reported and presented for confirmation to the Orphan's Court for the County of Philadelphia, and by the said court in due course of law, referred to auditors appointed by the said court to examine and report thereon, before which said auditors for the purpose aforesaid, the same was pending when the complainants filed their bill of complaint, and still is pending. By reason whereof the said Orphan's Court had, and has according to the laws of Pennsylvania, the sole and exclusive jurisdiction of the personal estate of the testator, as well for the settlement of the accounts of the executors as for the distribution of the said personal

estate, and the determination to whom the same or any part thereof belongs, and to give relief to the complainants if they be entitled to relief in relation to the said personal estate, and this Honourable Court has no jurisdiction of the same nor of any part thereof.

And your respondents further say, and especially insist to be available according to the practice in equity and the rules of this honorable court, that the complainants have no equity to be heard in this honorable court, as to the real estate in Pennsylvania, because their title to the same, if any they have, is a legal title, and their remedy is at law, and not in equity, inasmuch as there is nothing in their case, even upon their own showing, which makes it necessary that they should have relief in equity, or shews that they may not have full, plain, and adequate relief at law.

And your respondents further say, and specially insist to be available according to the practice in equity and the rules of this honorable court, that the complainants are not entitled to relief upon their own showing in their biil of complaint, inasmuch as in addition to the several matters hereinbefore contained and set forth, and independently thereof, it plainly and manifestly appears in the said bill of complaint, that, according to the laws of Pennsylvania, which govern as to the whole personal estate of the testator, and govern as to all the real estate he died seised of in the State of Pennsylvania, the said Stephen Girard made a good and valid disposition by will of all his personal estate and of all his real estate, (excepting the said after purchased lands already recovered at law by the complainants and others as hereinbefore stated;) that the same personal and real estate, sufficiently passed by his said will and according to the laws aforesaid, have become vested in your respondents as the legal owners thereof, and that the said complainants have no right or title to the said personal estate or the said devised real estate, nor to any part of the same, nor any interest in the said personal estate and devised real estate, or any part thereof, nor any power or right of control over or interference with the same, and, therefore, that they have no equity whatever to ask the aid of this honorable court, or to entitle them to be heard therein: wherefore your respondents pray that they may be hence dismissed with their reasonable costs in this behalf expended, and they will pray, &c.

JOHN SWIFT, *Mayor.* [L. S.]

JOHN SERGEANT,
EDW. OLMSTED,
For Respondents.

In the Circuit Court of the United States, in and for the District of Pennsylvania, in the Third Circuit, in Equity.

The Demurrer Plea and Answer of Timothy Paxon, Thomas P. Cope, Joseph Roberts, William J. Duane, and John J. Barclay, Executors of Stephen Girard, deceased, to the Bill of Complaint of Etienne Girard and Françoise Fenelon Vidal, Complainants.

These defendants, by protestation, not confessing or acknowledging all or any of the matters and things in the said bill of complaint to be true, in such sort and manner as the same are therein expressed and contained, as to so much of the said bill as seeks to set aside or impeach, or have any relief against the will of Stephen Girard, in the bill named and the codicils thereto, as to the personal estate of the said Stephen Girard, or that seeks any discovery or account from these defendants of their administration thereof, or any decree against them as to the same, these defendants do demur thereto, and for cause of demurrer show: that it appears by the complainants' own showing, that the said will and codicils were duly proved by these defendants, as executors therein and thereby appointed, and letters testamentary obtained thereon; and that these defendants took upon themselves the burden of the execution thereof; that these proceedings were had before the Register of Wills for the city and county of Philadelphia, to whom these defendants are advised, that the probate of wills relating to estates, and particularly relating to personal estates, properly belongs, and that the same ought not to be called into question in this honorable court: and for further cause of demurrer, these defendants show that there is not, as they are advised, any matter or thing set forth in and by the said bill as a foundation of equity for this court to interpose in relation to the said will and the disposition therein made of the personal estate of the testator, but what is properly cognizable at law; and that the said complainants may have the benefit of, by proceeding at law, if the same is true, for which reason and for divers other causes these defendants do demur to so much of the said bill as aforesaid, and humbly pray the judgment of this honorable court, whether they shall make any further or other answer thereto, and as to so much of the said bill as seeks to have a distribution of the personal estate or effects of the said Stephen Girard, and payment to them, the complainants, and certain other persons named as defendants in said bill, as being next of kin of the said Stephen Girard, as in case of intestacy, these defendants do plead thereunto; and for plea, these defendants say, that the said Stephen Girard did, in his lifetime, on or about the sixteenth day of February, A. D. 1830, as these defendants believe, duly make and publish his last will and testament, in writing; and also did, on the twenty-fifth day of December, 1830, and on the twentieth day of June, 1831, make and publish codicils to his said will;

and by said will and codicils, after having given several legacies, therein particularly mentioned, gave and bequeathed all the residue and remainder of his estate to the Mayor, Aldermen and Citizens of Philadelphia, in trust to and for the several uses, intents and purposes mentioned and declared, of and concerning the same in the said will, as appears by the copy of said will and codicils annexed to the complainants' bill of complaint, and therein and thereby appointed these defendants executors thereof; that these defendants, as executors, duly proved the said will and codicils before the "Register of Wills for the city and county of Philadelphia," obtained letters testamentary thereon, and took upon themselves the burden of the execution thereof; that these defendants, as executors as aforesaid, have proceeded in the execution of said will and in the administration of the estate of the said testator, according to the said will and codicils, without any notice whatever of any claim by them, other than that of legatees, from the said complainants, and have made payments of legacies and of large sums of money to the said residuary legatees, and have filed their accounts of their said administration in the office of the Register of Wills for the city and county of Philadelphia, from where they have, in due course of legal proceedings, passed to the Orphan's Court for the city and county of Philadelphia, to whom it properly belongs, to have cognizance of the same. That the said court, having said accounts under their jurisdiction and notice, have referred the same to auditors, appointed by said court, to audit, adjust and settle the same; and that the said accounts are at this time depending before the said auditors to be audited, adjusted and settled, and reported upon to the said Orphan's Court, for their adjudication thereon: all which said matters and things these defendants do aver, and are ready to prove, as this honorable court shall direct, and do plead the same in bar to so much of said bill as for that purpose is hereinbefore mentioned, and humbly crave the judgment of this honorable court, whether they shall make any further or other answer thereto.

And as to so much of the said bill as these defendants have not before demurred, or pleaded to, these defendants in no sort waiving the benefit of their demurrer or plea, or either of them, but wholly relying and insisting thereon, these defendants, for answer to the residue of the complainants' said bill, or unto so much thereof as these defendants are advised is material, or necessary for them to make answer unto, they, these defendants, answer and say, that they admit to be true that Stephen Girard departed this life at Philadelphia, on the twenty-sixth day of December, in the year one thousand eight hundred and thirty-one, having first made and published his last will and testament, together with the codicils to said will, and republications mentioned in the complainants' said bill of complaint, copies of which, and of the probate of the same, are annexed thereto, as exhibit marked A, and

that said copies are, as these defendants believe, true copies of the originals thereof. For the matter contained in the said will and codicils, these defendants respectfully refer *to* the said instruments themselves, and for the construction thereof they submit themselves to this honorable court. The defendants admit, that they were, as alleged in the complainants' said bill, appointed executors; that they duly proved the said will and codicils, and obtained letters testamentary thereon, and took upon themselves the burden of the execution thereof.

These defendants further answering, say, that they have heard, and believe it to be true, that the complainants and the defendants who are described as being the citizen heirs of Stephen Girard, are of kindred to the said Stephen Girard, as alleged in said complainants' bill of complaint.

And further answering, the defendants say, that the inventories and accounts hereto annexed, and marked A, B, C, D, E, and F, contain a full and true statement of the monies, stocks, securities, effects, personal property and assets of any kind or description which were left by the testator, Stephen Girard, at the time of his death, so far as they have come to the knowledge of these defendants, and also of what has come to their hands to be administered, (or like to fall as assets into their hands to be administered hereafter,) and also of what has become of the same, of what consisting, and how administered or disposed of, since the death of the said testator to the time of filing the last of said accounts; and further, that the said accounts hereto annexed are true copies of the accounts settled by these defendants as executors in the office of the Register of Wills for the city and county of Philadelphia, and now before auditors appointed by the Orphans' Court for the city and county of Philadelphia, to audit and settle the same; and they further say, that the several sums of money charged in their accounts as paid to the Mayor, Aldermen and Citizens of Philadelphia, or their treasurer, as residuary legatees, have been paid upon receiving a refunding bond executed according to law, and without any notice or knowledge of the claim thereto set up in the complainants' said bill of complaint, and, as these defendants were advised and believed, in conformity with the disposition and direction made of and concerning the same in and by the said will of Stephen Girard, deceased—without that, that there is any other matter or thing in the complainants' said bill of complaint contained, material or effectual for these defendants to make answer unto, and not hereinbefore pleaded or answered, confessed or avoided, traversed or denied, is true: all which matters and things these defendants are ready to aver, justify, maintain, and prove, as this honorable Court shall award and direct, and humbly pray to be hence dismissed with their reasonable costs and charges in this behalf sustained.

CHARLES CHAUNCEY, *Solicitor.*

Timothy Paxson, Thomas P. Cope, two of the respondents in the foregoing answer named, being duly affirmed, and Joseph Roberts, William J. Duane, and John A. Barclay, three of the respondents, being duly sworn, according to law, do each of them on his several and respective oath or affirmation say, that the several matters and things contained in said answer, so far as they relate to his own knowledge or belief, are true, and so far as they relate to the knowledge of others he believes them to be true.

TIMOTHY PAXSON,
THOMAS P. COPE,
JOSEPH ROBERTS,
W. J. DUANE,
JOHN A. BARCLAY.

Affirmed and subscribed by Timothy Paxson and Thomas P. Cope, and sworn to and subscribed by Joseph Roberts, William J. Duane and John A. Barclay, this twenty-sixth day of January, A. D. 1837, before me.

WILLIAM MILNOR, *Alderman.*

D—Accounts of the Executors of the last

Timothy Paxon, Thomas P. Cope, Joseph Roberts, William J. Duane, Stephen Girard, deceased,

Dr.

		Dolls.	Ct.
1832.	The said accountants charge themselves with all the estate that has come to their hands, to be administered, namely:		
Jan. 17,	To amount of inventory of goods, &c. in Philadelphia, –	109,593	13
21,	in Passyunk Township,	10,558	62
30,	in Penn Township,	153	50
31,	To difference on damaged hemp, (appraised at $85, sold for $85 11,) – – – – –		11
	To this sum received of George D. Blaikie for balance due by him, – – – – –	773	16
	for discount on G. D. Blaikie's 3 draughts, viz: 7 days on $6,000, $6 60; 6 days on 6,000, 6 00; 6 days on 6,500, 6 50	19	10
	for one quarter's int'st on $31,252 41 U. S. 3 per cent. stock,	234	40
	for 5-6 of do. 6,923 07 U. S. 5 per cent. stock,	72	12
	for 5-6 of do. 50,401 37 U. S. 4½ per cent. stock,	472	51
	for 5-6 of 6 months' dividend on 33 shares U. S. Bank stock,	96	25
	of S. V. Anderson & Son for storage of coffee, –	18	45
	of S. V. Anderson & Son for 3 quarters' rent to 1st Oct. 1831	337	50
	of J. Coupland for 1 quarter's rent to do.	46	67
	of Rev. A. Barnes, for rent to do.	42	08
	of O. Parry, for rent to do.	64	37
	of S. Comly, for 4 months 6 days' rent of store in Scattergood's Alley, to 1st October, 1831, – –	42	00
	of Mrs. Eggleston, for rent of back buildings in Jones' Alley, to 1st October, 1831, – – –	35	50
	of Mrs. Ruschenberger, for 2 mos. 6 days rent, to 1st Oct. 1831	47	21
	of Mrs. Allen, 3 months do. do.	18	00
	of Isaac Gilmore, 3 months do. do.	30	00
	of John H. Connell, 3 months do. do.	64	57
	of S. Marshall, 3 months do do.	112	50
	of William Coupland, 3 months do. do.	51	25
	of M. Weaver, 6 months do. do.	150	00
	of Brick for wharfage of wood, – – –	4	50
	of Jesse Thomas, for half the receipts for milk for 4 weeks from Peel Hall, – – – – –	33	97
Feb. 1,	of A. Atkinson, for rent to 1st October, 1831, deducting $25 allowed him for shed, – – – –	57	50
8,	of Dr. Elkinton, for 3 months rent to 1st October, 1831,	64	37
	of L. J. Levy, on account of balance due by him, –	37	20
	for wharfage of sloop Transport, – – – –	35	00
	of Eldridge & Brick, for the hide of an ox that died on the place, – – – – – –	3	55
9,	of Martin Bickham, in part payment for 100 bales of cotton in Norfolk, sold to him, – – – –	171	38
16,	for wharfage of brig Treaty, – – – –	127	00
	for wharfage of brig Sophia Ann, – –	6	00
17,	of Klausing, for freight of 3 boxes from Amsterdam, per Helvetius, – – – – –	5	50
18,	of Jesse Thomas, for half the receipts for milk for 4 weeks from Peel Hall, – – – – –	37	10
27,	of Geo. W. Edwards, for rent of No. 5 South Eleventh st. to 1st October, 1831, – – – –	84	17
	To difference on 251 ox shin bones (appraised at $6 50, sold for $16 27,) – – – – –	9	77

will and of testament Stephen Girard.

and John A. Barclay, Executors of the last Will and Testament of in account with his Estate.

Cr.

1831.	Folio of Rct Book.	The said accountants credit themselves with the following payments, namely:—	Dolls.	Ct.
Dec. 20,	1	By this sum paid Moses Myer's draught of 20th inst. for tobacco and cotton,	10,000	00
	2	do. 24th do.	10,000	00
1832.				
Jan. 2,	3	do. 27th ult. do.	10,000	00
3,	4	George D. Blaikie's draught of 26th ult. for cotton,	6,000	00
		Pennsylvania Inquirer, Philadelphia Gazette, and Pennsylvania Whig, Daily Advertiser, and National Gazette, 25 cents each to Carriers,	1	25
	5	By this sum paid Mary Kenton for making mourning bonnets for Hannah, &c.	4	00
		Ann Golden, for ten days' work in the house,	6	25
		Rebecca Miller, for eight days' work in the house,	5	00
5,		Mrs. Taylor, housekeeper for house use,	5	00
	6	George D. Blaikie's draught of 21st ult. for cotton,	1,500	00
	17	for salt, &c. bought of Moffit & Killion to be sent to the farm,	8	45
		Indian meal,		75
7,	7	O. Parry's bill for lumber,	36	81
	8	Cook, for postages of last month,	23	45
	1	Eliza Mills, for nursing the late Stephen Girard, and for work in the house,	13	12
	1	Ann Griffin, on account of her wages,	5	00
	2	Nancy Roberts, for work in the house,	2	50
	1	Matthew Heany, watchman, on account of his wages,	75	00
	2	John Ducoing, balance of his wages up to 31st ult.	33	00
	2	Richard Charles, on account of his salary,	50	00
	9	George D. Blaikie's draught of 30th ult. for cotton,	6,000	00
	2	Elizabeth Minter, for six days' work in the house,	7	50
9,	10	George D. Blaikie's draught of 31st ult. for cotton,	6,500	00
	11	Moses Myer's draught of 31st ult. for tobacco and cotton,	10,000	00
	2	Elizabeth Hassall, for making mourning dresses,	2	50
11,	2	Sarah Demsey, for 7 weeks' work at the farm,	21	00
	2	Hannah Reed, for 5 weeks' work at the farm,	15	00
	3	Samuel Jeffery White, for cleaning store,	1	25
12.	3	John Williams, for killing cattle, &c. on the place,	153	00
14,	12	Moses Myer's draught of 6th inst. for tobacco and cotton,	10,000	00
		for boots for Daniel Hesley,	1	38
		Indian meal sent to the farm,		75
		Mrs. Taylor, for house use,	5	00
16,		for three pounds of candles,		38
17,	3	Richard Charles, on account,	60	00
	3	Ann Golden, for two and a half days' work in the house,	1	56
18,	13	Moses Myer's draught of 9th inst. for tobacco and cotton,	10,000	00
	3	A. Marple, for lime, on account,	150	00
	3	Samuel Collins, on account of his bill for pump work,	200	00
	14	Moses Myer's draught of 12th inst. for tobacco and cotton,	6,298	70
	3	Mrs. Patterson, on account of Captain Patterson's wages,	20	00
	4	Samuel Flemming, one months' wages for work on the farm,	15	00
	4	Charlotte Collins, for twelve days' work in the house,	7	50
19,	4	J. Rorer & Son's bill for grinding knives, &c.		70
	4	Jeffrey Brown, for sawing and piling wood in Dec. last,	3	89
	4	Thomas Dougherty, for labor and carting on account,	500	00
	4	William A. Peddle's bill for cooperage,	238	40
	5	Keyser & Longstreth's bill for lumber,	22	60

Dr.

1832.		Dolls.	Ct.
Feb. 28,	To this sum received of Grant & Stone, in part payment for 1,000 bales of cotton in Savannah, sold to them,	9,512	32
March 7,	of J. Diamond, for freight of goods from Amsterdam, per Helvetius,	26	40
	for wharfage of ship Helen Mar,	48	00
	of Wecht, Werner & Co. for freight, per ship Helvetius,	55	00
	of George D. Wetherill, do.	101	20
	of Vezin & Von Lengerke, do.	232	10
	Craig & Sargent, do.	55	00
	Amount brought forward,	$133,740	03
7,	To this sum received of N. Lenning, for freight per ship Helvetius,	154	00
8,	of J. Solms, for do.	77	00
16,	of Grant & Stone, in part payment for 1,000 bales of cotton,	57	12
24,	of George D. Blaikie, on account of Grant & Stone for do.	46	25
26,	To difference on oakum (appraised at $3, sold for $6 18)	3	18
	To this sum received of Jesse Thomas, for half the receipts for four weeks' milk from Peel Hall,	28	85
	To difference on 9 pieces of blankets (appraised at $65, sold to Grant & Stone for $117)	52	00
30,	To this sum received for 4 bbls. slush, sold from on board ship North America,	29	00
31,	of W. J. Duane, recovered by suit against T. Dougherty for rye sold to him by S. Girard, $96 87, less W. J. Duane's commission $5,	91	87
	of Eldridge & Brick for 163 ox hides, weighing 16,853 lbs. at 6 cents per pound,	1,011	18
	for one quarter's interest on $31,252 41 U. S. 3 per cent. stock,	234	39
	for 5-6 of one quarter's interest on $45,601 37 U. S. 4½ per cent. stock, and on $2,830 29 U. S. 5 per cent. stock,	456	99
	To difference on 541 barrels of beef (appraised at $4,869, sold 540 barrels for $4,899 85, and one barrel used on farm)	20	18
April 1,	To this sum received of Grant & Stone on account of 1000 bales of cotton,	3,420	30
2,	of Moses Thomas, neat proceeds of sales of iron kettles taken of J. Simmons in payment of rent,	35	17
4,	for 5-6 of six months' interest on $1,300 city 5 per cent. loan,	27	08
	for 5-6 of dividend on ten shares Lancaster Turnpike stock,	58	33
16,	of Samuel Brooks, for one quarter's rent to 1st Oct. 1831,	25	00
	To difference on hams and tongues (appraised at $83, and sold for $183 36),	100	36
	To this sum received of L. J. Levy, balance of his account,	456	75
	of Grant and Stone, for interest on notes received in payment for new ship,	292	26
20,	of Moffit & Killion, for one quarter's rent due 1st Oct. 1831,	62	50
30,	of James Fearon, for 15,818 pounds of tallow at 7¼ cents per pound, and thirty days' interest,	1,232	03
	of Wm. Fowle & Co. of Alexandria, for balance due by them,	976	41
	of Grant & Stone on account of 1000 bales of cotton,	3,699	46
	of the following Insurance Companies for their several proportions of the expense of sending steamboat to heave ship North America off pea-patch shoal, viz.		
	Union Insurance Company, $122 95		
	Philadelphia Insurance Company, 50 18		
	Pennsylvania Insurance Company, 100 36		
	Delaware Insurance Company, 75 27		
	Marine Insurance Company, 57 71		
		406	47

Cr.

1831.	f.r.b.		Dolls.	Ct.
Jan. 9,	5	Francis Helsey, on account of his wages, – –	16	00
20,	5	David Brown, for sweeping chimney, – – –		25
	5	Day & Roger's bill for shutter screws, – – –	20	75
	5	White & Delany, for iron work for ship Rousseau, –	20	40
	5	Robert Burkhart, hair-dresser, for attendance on Mr. Girard	36	00
	6	Nancy Brown, for herself and sister, each six weeks' work on the farm, – – – – –	12	00
		for one bushel Indian meal sent to farm, – –		75
21,	6	J. Feinour & Son's bill against ship Rousseau, – –	3	50
		Amount brought forward,	88,105	34
21,		By this sum paid Mrs. Taylor, for house use, – –	5	00
	6	P. M'Carty, the customary present for taking care of horse,	10	00
	7	Geo. Lee's order to Robert Howe for labour at new ship,	13	50
	6	Abraham Whetstone, plasterer, on account, – –	200	00
	6	Geo. N. and B. Baker's bill for lumber, – –	670	13
	6	Doggett, Farnsworth & Co.'s bill for carpets, – –	190	73
23,		John Stout, saddler's bill, – – – –	29	00
	7	Thomas Bladen's bill for ship bread, – – –	480	94
	7	Lane Scofield's bill for brickmaker's tools, – –	50	77
	7	for labour in store, – – – – –		25
24,		Rhoads & Hancock, for landing lumber, – – –	7	54
	7	Elizabeth Minter, for two days work in the house, –	1	25
25,	7	Francis M'Kenna, on account of his wages, – –	10	00
	7	for 1 lb. black tea and 1 lb. black pepper sent to the place,		94
	8	Ann Griffin, for balance of her wages, – –	9	50
	8	Charles Simpson, for balance of his wages, – –	52	33
	8	Wetherill & Brothers' bill for paint, &c., – –	346	70
	8	Geo. Swope, balance of his account for painting and glazing,	997	08
	8	Wm. Ingram, do stone mason's work,	667	39
26,	8	John Struthers, marble mason, on account, –	1,000	00
	8	Richard P. Cumming, for coppersmith's work, –	58	93
	9	A Middleton's bill for nails, – – –	879	19
27,	9	Samuel Fox, for digging clay to the 22d Dec. last, –	445	29
	9	John Buddy, baker's bill, – – –	78	15
	9	John Miller, for making clay spades, – –	27	00
	9	Wm. F. Slaughter, for paper hangings, – –	297	80
	9	J. W. & E. Kirk, for candlesticks, for S. Girard's funeral,	8	00
	10	George Regnault, paper hanger, balance of account, –	103	07
	10	C. & W. Maule, for plaster laths for Spruce st. houses,	141	15
	10	Hugh Smith & Co. for lumber, – –	206	45
	10	Thomas Wright & Co. for salt, – –	146	87
	10	Thomas Hansell's bill for turner's work, –	89	06
	10	C. F. Huttener, for a quarter's tuition of C. Lallemand on the harp, – – – – –	46	60
28,	11	County and poor taxes for Penn Township, for 1830 and 1831, – – – – –	14	37
	11	Alexander Cook's bill for candles, – –	10	73
		for cleaning stores after public sale, – –		75
	11	M. Weaver & Son's bill for ship chandlery,	141	70
	11	W. A. Peddle, balance of his account, – –	577	78
30,	14	Newman & Smith, for blacksmith's work, –	615	46
31,	15	Geo. D. Blakie's draught, dated 2d inst., for cotton, –	11,500	00
Feb. 1,	11	Joel Westcott, for warfage of lumber, – –	31	52
	12	T. Wright & Co. for salt, – – –	10	80
		M. Weaver & Son, for twine to tie up hams, –		25
	12	John T. Sullivan, for blank books, – –	21	00
2,	12	F. Lyons, for iron work for warm air furnace, –	155	82
	016	By difference on 71 pipes of Holland gin (appraised at $9,602 50, sold for $9,429 98,) – –	172	52

Dr.

1832.		Dolls.	Ct.
	To difference on domestic stores sold at auction (appraised at $306 50, sold for $610 92) less this sum repaid Lippincott, Richards & Co. for error in account of sales, rec't book, folio 69, $18 82,	285	60
	on a quantity of old mats (appraised at $5, sold for $36)	31	00
May 3,	To this sum received of John H. Irwin on account of Capt. Bardin, in part payment of money advanced to Captain B. at Batavia under instructions of S. Girard,	500	00
9,	of P. Bosquet for freight of goods per ship Rousseau from Bordeaux,	9	16
	of Isaac Lea, for freight of goods per ship Rousseau from Bordeaux,	1	10
10,	of S. U. Waln, for 635 bars of railroad iron thrown overboard out of ship Renown on her passage from Liverpool to Philadelphia, less freight, &c.	515	42
11,	of Vezin & Von Lengerke for freight of goods per ship Rousseau from Bordeaux,	157	15
17,	of Darrieux for freight of goods per ship Rousseau from Bordeaux,	22	00
	To difference on 1 hhd. Russia bristles (appraised at $325, sold for $574 12)	249	12
23,	To this sum received of J. Donaldson for hire of pile driving machine,	4	00
24,	of Grant & Stone on account of 1000 bales of cotton,	2,851	34
	Amount brought forward,	151,420	05
31,	To this sum received of Grant & Stone, on account of 1,000 bales of cotton,	3,354	30
June 7,	of Samuel Arthur, for old nail coping sold by him,	1	75
9,	of Joseph Hand, for sundry wharfages,	80	50
	of Price & Morgan, for wharfages of brig Swan,	10	00
	of Grant & Stone, on account of 1,000 bales of cotton,	3,384	35
18,	of Martin Bickman, on account of 100 bales of cotton,	2,475	16
	for dividend on 50 shares stock in Philad. Insurance Co.	125	00
21,	of James Molloy, for a lot of old muskets, &c.	40	00
	To difference on 11 muskets, 5 pistols, and 1 blunderbuss, (appraised at $50 sold for $51)	1	00
28,	To this sum received of Grant & Stone, balance in full for 1,000 bales of cotton,	4,712	37
	of the Danville and Pottsville Railroad, Co. for iron imported for said Company,	19,539	94
July 2,	for 1 quarter's interest on $31,252 41 U. S. 3 per ct. stock,	234	39
	for 5-6 do. 45,601 37 U. S. 4½ do.	427	50
	for 5-6 do. 2,830 29 U. S. 5 do.	29	49
	for 5-6 6 months dividend on 33 shares U. S. Bank stock,	96	25
9,	To difference on 9 bbls. tripe (appraised at $45, sold for 76 50,)	31	50
13,	To this sum received of Martin Bickham, balance in full for 100 bales of cotton,	550	39
24,	for payment of debenture certificates for drawback allowed on the exportation of coffee imported in the ship North America,	7,697	02
31,	of Haven & Brothers, for wharfage of brig Caroline,	4	00
Aug. 2,	for interest to 1st inst. on $250,000 Penn. 5 per cent. stock,	3,208	21
7,	of L. Clapie, J. Bohlen, and J. A. Barclay, for balance due by J. Le Dauplim,	1,501	02
17,	for dividend on 2,200 shares Schuylkill Nav. Co.s' stock,	5,500	00
21,	for dividend on 22 shares Penn. Insurance Co.'s stock,	440	00
22,	of Francis Hesley, for balance due by him,	2	67
31,	To difference on 2 sets of scales, weights, beams, and triangles, &c. (appraised at $40, sold for $50,)	10	00

Cr.

1832.	f. r. b.		Dolls. Ct.
Feb. 3,	12	By this sum paid Edward Smith, for feed sent to the farm,	21 13
		for porterage of 4 baskets of sweet oil from Custom House,	25
	0016	for a pair of mourning shoes for Ann Griffin, –	1 38
	13	Henry Ducomun, watchmaker, – – –	7 12
	13	Subscription to Philadelphia Gazette and for advertising,	11 50
	12	Williams & Johnson, for lumber, – – –	314 51
	12	J. Struthers, marble mason, on account, – –	1,000 00
	13	Thomas Dougherty, on account of carting and labour,	500 00
	13	Robert Looney, plumber's bill, – – –	716 42
	13	Samuel Arthur, on account of his wages, – –	125 00
	13	James Fearon's bill for soap, – – –	14 18
	14	Executors of J. W. Hansell, wheelwright's bill, –	43 37
	14	D. M. Hansell, wheelwright's bill, – –	79 68
	13	W. Fenton, sail maker's bill, – – –	127 06
	14	Executors of E. Yhost, blacksmith's bill, – –	247 90
	14	Mrs. D. Grelaud, balance due to her, – –	1,400 00
4,	14	Geo. Lee's wages for 53 days attending to building of ship,	79 50
		Amount brought forward,	113,317 64
	14	By this sum paid P. Starrat, for assistingin survey of Peel Hall estate, – – – – –	10 00
4,	15	White Delany, on account of smith's work for new ship,	200 00
	15	John Sherry, on account of wages for work on the farm,	10 00
5,		for one bushel of Indian meal sent to the farm, –	75
	16	Sexton's fees for the interment of the remains of S. Girard,	37 50
6,	15	Bladen & Co., for ship-bread, – – – –	6 08
	15	P. Lowery, for inspecting beef, – – –	161 56
	17	Premium of insurance against fire on $27,000, on 600 hhds. tobacco in Alexandria, – – – –	41 50
	15	Richard Charles, on account – – – –	70 00
	15	John Ducoing, for one months' wages to 1st inst., –	30 00
	15	William & Thomas Savery, for lumber, – –	106 00
	15	A. M. Kruse, on account of the wages of John Kruse, mate of ship North America, – – – –	20 00
	16	Lewis & Whiteny, for copper balls for new ship, –	89 97
7,	16	L. Stegagnini, on account of marble mantles for the new houses in Spruce street, – – – –	200 00
	16	Bowlby & Weaver's bill for hardware, – –	278 08
	16	Samuel Fox's bill for bricks, – – –	74 90
	16	James English, for shoeing horse, – – –	11 25
	16	James Patton, Jun., for naval stores, – –	41 20
8,	17	F. Liebrandt, for whitesmith's work, – –	123 50
	17	T. S. Richards, for backs and jambs for 11th st. houses,	84 50
	17	Mrs. M. Patterson, on account of Capt. Patterson's wages,	20 00
10,	17	F. Boley, cedar cooper's bill, – – –	19 25
	17	J. O. Ewing, for regulators for furnace, – –	40 00
	18	Union Insurance Co. premium of insurance on $20,000 on ship North America to Batavia and back, –	559 93
	19	Union Insurance Co. premium on $8,500 on goods per ship North America to Batavia and back, – –	238 08
	20	Philadelphia Insurance Co. premium on $10,000 on goods per ship North America from Batavia to Philadelphia,	169 84
	21	Delaware Insurance Co. premium on $15,000 on goods per ship N. America from Batavia to Philadelphia, –	255 60
	22	Marine Insurance Co. premium on $11,500 on goods per ship N. America from Batavia to Philadelphia, –	195 17
	23	Union Insurance Co. premium on $13,000 on goods per ship Helvetius from Amsterdam to Philadelphia, –	319 48
	24	Philadelphia Insurance Co. premium on $5,000 on ship Helvetius from Amsterdam to Philadelphia, –	98 98

Dr.

			Dolls.	Ct.
1832.				
Sept. 3,	To this sum received for 13 months and 8 days interest on 10,900, Masonic loan to 8th Aug. last,	–	722	85
20,	of John H. Irwin, for balance due by him,	– –	54	56
	of the Danville and Pottsville Railroad Co., for iron imported for said Company,	– – –	3,558	51
	To the value of sundry effects on testator's lands in Schuylkill county, as appraised by Wm. Boyd and F. Williams, transferred to accountants by trustees of S. Girard's Bank,		2,006	12
Oct, 2,	To this sum received for 1 quarter's interest on $31,252 41 U. S. 3 per cent stock,	– – –	234	39
	for 5-6 1 qr.'s int. on $45,601 37 U. S. 4½ per cent stock,		427	50
	for 5-6 do. 2,830 29 U. S 5 do.		29	49
	of W. & H. Colhoun, for rent due by them up to the 21st Dec. last,	– – – –	272	22
	of Morris Smith, for rent due by him up to the 21st Dec. last,		194	44
20,	of Godfrey Weber, in payment of his bond and Mortgage,		4,000	00
	do. interest thereon to the 19th inst.		130	66
24,	of Wm. Kerr, for wharfage of brigs Robert Morris and Zelia,		87	50
Nov. 1,	for 7 dividends of $4 each on 10 shares Permanent Bridge stock to July 1832,	– – –	28	00
8,	for 8 dividends on 2 shares Germantown Turnpike stock to 5th inst. inclusive,	– – – –	29	00
16,	for interest on Franklin Institute loan to 1st Oct. last,		150	00
	of Martin Bickham for balance due by him,	– –	107	41
	of L. Ellmaker, final dividend on John Gilbert's estate,		267	08
20,	for draught on Baring, Brothers & Co. London, for 2,000*l.* sterling, sold at 8½ per cent. premium,	– –	9,644	44
26,	of R. B. Johnson for rent of No. 63 Walnut st. to the 26th Dec last, inclusive,	– – – –	37	00
	of J. Eisenbrey, for rent of No. 65 Walnut st. to the 26th Dec. last, inclusive,	– – –	51	37
	of Wm. Murdock, for rent of Nos. 33 and 35 N. Water st. to 21st Dec. last,	– – – –	75	00
30,	To difference on coffee and rice (appraised at $7 50 and $4, sold for $45 83,)	– – – –	34	33
Dec. 5,	To this sum received for neat proceeds sales of old doors, window shutters, &c.	– – –	141	05
13,	of Richard Anderson, of Richmond, balance due by him,		5,192	47
	Amount brought forward.		232,352	25
14,	To this sum received of L. Veron & Co., for neat proceeds sales of 21 fenders taken for J. Simmons for rent,	–	91	70
20,	for 2 dividends on 100 shares Delaware Insurance Co.,		320	00
	for 1 dividend on 50 shares Philadelphia Insurance Co.,		100	00
27,	of Danville and Pottsville Railroad Co., for duties on iron,		1,058	94
29,	for 5-6 of 1 quarter's int. on $45,601 37 U S. 4½ per ct. stock,		427	50
	do. do. 2,830 29 U S. 5 do.		29	49
	for 1 quarter's interest on 10,417 47 U S. 3 do.		78	13
1833.				
Jan. 12,	for 6 mos. less 59 days' int. on 100,000 00 city 5 do.		1,691	78
	for 5-6 of 1 year's interest on 1,300 00 city 5 do.		54	17
18,	for 5-6 of 6 mos. dividend on 33 shares U. S. Bank stock,		96	25
	of Danville and Pottsville Railroad Co., for duties on iron imported for said company,	– – –	4,897	56
	of Louisiana State Insurance Co., for damage on tobacco per ship Ann Parry, from New Orleans to Cowes, &c., deducting commission, &c.,	– – –	775	00
22,	of John A. Brown & Co., for draught on Baring, Brothers & Co. of London, for 8,000*l.* sterling, at 8 per cent. premium of exchange,	– – –	38,400	00
	for old iron sold to E. Yhost,	– – – –	44	34

Cr.

1832.	f.	r.	b.			Dolls.	Ct.
Feb. 10,		25		Philadelphia Insurance Co. premium on $10,000 on goods per ship Rousseau from Norfolk to Bordeaux, –		147	98
		26		Union Insurance Co. premium on $20,000 on goods per ship Rousseau from Norfolk to Bordeaux and Philadel'a,		582	97
		27		Delaware Insurance Co. premium on $5,000 on goods per ship Rousseau from Norfolk to Bordeaux – –		74	48
		28		Marine Insurance Co. premium on $5,000 on goods per ship Rousseau from Norfolk to Bordeaux, –		74	48
11,		17		Aaron Bennet, Jun., inward pilotage of ship Helvetius,		55	33
		29		Entrance and harbor master's fee for do. –		2	50
		29		at Health Office, on account of do. –		10	00
		17		Riggs, for cleaning clock, – – – –		5	00
		18		Mary Eckert, for cleaning paint at tavern on the Neck,		7	00
		18		G. W. Moore & Co., for 10 pieces blankets, – –		187	50
		18		Captain John W. Patterson, on account, – –		50	00
		18		John Thomson, farmer, on account of his salary, –		200	00
		18		Geo. Metz, for whitesmith's work, – – –		9	25
		18		Robert Howe, for labour at new ship, – –		9	00
12,		18		Richard Cusick, on account of wages as labourer on the farm, – – – – – –		10	00
13,		18		Geo. D. Wetherill, for window glass, – –		18	00
		19		balance of wages to the following labourers on the farm in Passyunk Township, viz:			
				Francis M'Kenna, $28 33			
				Michael M'Cue, 51 33			
						79	66
				Amount brought forward,		118,352	91
13,		19		By this sum paid balance of wages to the following laborers on the farm in Passyunk Township, viz.			
				William Hood, – $89 60			
				H. Sweeney, – 57 00			
				A. M'Mennamon, – 43 60			
				James Armstrong, – 43 66			
				Matthew Donahue, – 4 00			
				Thomas Archbold, – 37 74			
		20		Edward Collins, – 37 73			
		20		Henry Collins, – 25 60			
						338	93
14,		20		John Troubat, tailor's bill, – – – –		7	25
15,		20		John Willit's bill for bricklaying to 21st Dec. 1831, –		193	50
		20		John A. Barclay, balance of account to 1st Jan. last, –		189	64
		20		L. Crousillat for gravel, – – – –		20	75
		20		balance of wages to Wm. Glanville, mate of ship Helvetius,		104	40
		30		balance of wages to crew of ship Helvetius as per bills, with receipts, namely:			
				Geo. W. Dearborn, – $51 55			
				A. Ducoing, – 16 40			
				Joseph Edwards, – 22 40			
				R. Black, – 44 18			
				A. Brooke, – 24 83			
				F. Pool, – 25 63			
				T. H. Nordhulme, – 9 78			
				Thomas Miller, – 46 00			
				S. Holsten, – 15 22			
				Wm. Hirst, – 47 41			
				Wm. Thompson, – 43 61			
				Wm. Crowder, – 19 34			
				Wm. Lindsay, – 31 30			
						397	65

Dr.

			Dolls.	Ct.
1833.		for 5-6 of 2 div. on 10 shares Lancaster Turnpike stock,	108	33
Jan.	22.	To amount of supplemen'ry inventory, dated 31st Dec., 1832,	2,187,866	85
		do. do. 12th Jan., 1833,	996,199	00
		To difference on $1,083 33 city 5 per cent. loan (appraised at $1,115 83, sold for $1,221 11,)	105	28
		To this sum received for $16 67 city 5 per cent loan, (bought of J. J. Benoist,) sold with the above at $1 13 per cent. less brokerage,	18	79
		To difference on 12 casks old claret (appraised at $40 per cask, $480, sold for $596,)	116	00
		To this sum received on 30th April, 1832, of J. J. Benoist on account of J. H. Irwin,	60	07
		for draught on Baring, Brothers, & Co., London, for 614*l.* 4*s.* 5*d.* sterling, at 8½ per cent. premium,	2,961	91
		To the following sums received for commission for the transaction of business relative to stocks held by testator in trust, viz:		
		received of Lewis Cure, $40 14		
		J. F. de Lasa, 115 45		
		J. J. Benoist, 179 36	334	95
Feb.	1,	To this sum received for interest on $870,000 Pennsylvania 5 per cent. stock,	18,306	16
		from J. W. Zacharie & Co. of New Orleans, for so much recovered by them from the underwriters on the cargo of brig Ulysses,	3,759	86
	4,	for dividend on 40 shares Union Insurance Company,	72	00
		of Joseph Smith, for lumber sold by him on the square,	191	00
	18,	of Mrs. Margaret Meginnis, balance due by her,	50	00
	19,	for balance due by Hottinguer & Co. of Havre,	55	06
March	4,	do. Beylardainé of Bordeaux,	821	03
	31,	do. A. Murat,		75
		on 23d ult. for 2 pieces of old marble sold on the square,	10	00
April	17,	To amount of 5 per cent. stock of Pennsylvania, received from the trustees of the late S. Girard's Bank, namely:		
		Certificate No. 316 for $100,000 nominal,		
		349 80,000 nominal,		
		372 59,472 nominal, $239,472, cost $14 08 pre'm,	273	189 66
	19,	To this sum received of R. S. Johnson for 3,950 lbs. old iron pipes at $20 per ton,	35	27
	22,	To this sum received from the commissioners under the convention with Denmark, for damages awarded by them for the seizure and detention of ships Good Friends and Helvetius,	10,584	68
May	1,	To amount of 7 certificates for $100,000 each, issued by the Bank of North America, received of the trustees of S. Girard's Bank,	700,000	00
	2,	To amount of the following stocks received of the trustees of S. Girard's Bank, viz:		
		Certificate No. 8, city 5 per cent. loan for $76,300 at 15 per cent. premium $87,745		
		do. No. 388, Penn. 5 per ct. stock for $12,000 at 15½ per cent. premium, 13,860	101,605	00
		Amount brought forward,	4,756,868	76
		To difference on 2 casks old claret (part 14 casks) appraised 17th Jan. 1832, at $40 per cask, $80, sold for $85,	5	00
	6,	on 6 demijohns old Madeira (appraised at $135, sold for $179 75)	44	75

Cr.

1832.	f. r. b.		Dolls. Cts.
Feb. 16,	21	E. Haines, for mahogany,	97 92
17,	21	J. Norris's bill for hats,	19 37
	21	Balance due to Mrs. A. G. Hemphill,	215 50
18,	21	Thomas Dougherty, on account,	200 00
	21	J. L and T. D. Dougherty, tailor's bill,	166 12
		On 8th inst. for sundries for the farm, viz.	
		1 gallon of oil, $0 90	
		Boots for James, 1 25	
		Starch 9 cts., lampwick 6 cts., 0 15	
			2 30
	31	Cooke, for postage in January,	23 28
	32	for labor on board ship Helvetius,	20 25
	22	for mourning bonnets for Mrs. Hesley and Mrs. Taylor,	6 27
21,	22	M. Bouvier, cabinet maker's bill,	42 00
		at Custom House, for blank entries, permits, and bonds for railroad iron,	7 38
	33	for labor on board ship Helvetius,	1 50
23,	22	Richard P. Cumming, on account of work at Spruce street houses,	150 00
	22	Balance of wages to Mrs. Taylor, housekeeper,	45 19
24,	22	Richard Charles, on account,	100 00
25,		Robert Howe, for 4 days' labor at new ship,	3 00
	22	for tea, 75 cents; oil, 90 cents; beef, 96 cents; yeast, 6 cents; sent to the farm,	2 67
	34	Ashler, for labor on board ship Helvetius,	1 00
27,	23	Koons & Co. for one barrel linseed oil for new ship,	36 46
	23	Daniel Wood, for horse-keeping and carriage hire,	255 86
	23	Joseph Archbold, on account of wages for work on the farm,	80 00
28,	35	Charles Gass, for labor on board ship Helvetius,	1 00
29,		for one bushel of Indian meal sent to the farm,	75
		for postage of letters sent to England and France,	1 00
		for British Consul's certificate to probate, sent to Baring, Brothers & Co.	2 00
		Wm. J. Duane, for blank book bought by him,	3 25
		Amount brought forward,	121,089 10
29,	36	By this sum paid for labor on board of ship Helvetius,	2 50
March 2,	37	J. J. Benoist, balance of his account,	89 67
	23	Captain J. W. Patterson, on account of his wages,	100 00
3,	23	Hart & Flannagan's bill for plumber's work,	69 21
	23	J. B. Jewell, painter and glazier's bill,	166 52
	24	Thomas Dougherty, for labor and carting,	200 00
	38	By difference on 138 pipes of brandy [appraised at $26,813 40, sold for $26,608 56]	204 84
	38	on 412 baskets of sweet oil [appraised at $1,854, sold for $1,663 22]	190 78
	23	By this sum paid H. Hall, for writ of survey and report on cargo of ship Helvetius,	10 00
	24	John Ducoing, one month's wages,	30 00
	39	for labor on board ship Helvetius,	31 75
	40	Gen. Duncan, surveyor's fee for ship Helvetius,	3 00
		for charcoal for the counting house	47
	41	for brushes sent to the farm,	1 13
		for a pair of shoes for Daniel Hesley,	1 50
	24	Samuel Haines, regulator's bill,	8 00
5,	24	H. Billington, subscription to the Price Current and advertising,	7 37
	25	Wm. Glanville, for attendance on ship Helvetius,	22 50
	41	for labor on board said ship, $2 75, $6 25, $1 31,	10 31
6,	24	J. Stokes, for measuring and counting lumber,	48 06

Dr.

1833.				*Dolls. Cts.*
May 6,	To this sum received for commission on the transaction of business relative to stocks which were held by S. Girard in trust for Louis Curé,	–	–	186 28
7,	of T. P. Gaskell, for rent of stable on Twelfth street,	–	–	41 00
11,	of R. Brocklehurst, for 864 lbs. of old iron sold him at two cents per pound,	–	–	17 28
	To difference on sheating copper (appraised at $2,571 36, sold for $2,588 54)	–	–	17 18
13,	To this sum received of Bank of N. America for 5 days' inst. on $100,000, – – – – $55 55			
	for 8 days' int. on $70,000, – – 62 22			
				117 77
15,	for one share in the City Library,	–	–	32 00
	To this sum, being the amount of trust funds specified in schedule A hereunto annexed,	–	–	87,289 78
	Amount carried forward,			4,664,619 80

Cr.

1832.	f. r. b.		Dolls. Cts.
March 6,	24	balance of wages to Geo. Lea, for attendance on new ship,	55 66
	24	S. H. Thomas, for copper for Spruce st. houses, –	78 27
	25	Wm. Wharton, the value of half the party wall between his and S. Girard's property on Spruce street, between Third and Fourth sts. – – – –	69 01
7,	25	A. O'Neal, for labor, preparing tomb of S. Girard, –	20 00
8,	25	Freight of 77 tons of railroad iron per ship North Star,	269 50
	25	S. Elling, for brokerage on 2 pipes of brandy, – –	4 52
	25	S. W. Sexton, for mourning suit for Charles Simpson,	38 00
	25	Subscription to Miner's Journal to 1st Jan. 1832, –	2 00
	25	A. Whetstone, plasterer, on account, – – –	150 00
9,	25	balance due to A. Marple for lime, to 31st Dec. 1831, –	229 34
	26	Freight of railroad iron per ship Delaware, – –	210 00
10,	26	T. Dougherty, balance due to him to 31st Dec. 1831, –	163 90
	26	F. M. Drexel, for black crape used at Trinity church, –	119 24
	26	Lewis and Whitney for copper bolts for the new ship, –	92 39
12,	26	J. Anderson, city watchman, for mourning suit for S. Girard's funeral, – – – – –	42 50
	26	L. D. Merlin do. do.	40 00
	26	J. Leatherman do. do.	40 00
	27	Henry M'Cormick, do. do.	43 50
	27	Matthew Heany, watchman, on account of wages, –	150 00
	27	H. & A. Cope, for freight of railroad iron per Algonquin and Alexander, – – – – –	338 79
	27	Richard Charles, on account, – – – –	40 00
13,	27	Charles Cany's bill for sundries for C. Lallemand, –	10 11
		for beef, $1; pepper, 10 cents; oil, 45 cents; sent to the farm, – – – – –	1 55
		Dutch Consul for certificate to probate, sent to Van Vern & Son, – – – – – –	2 00
		French Consul, for certificate to probate, sent to Beylard of Bordeaux, – – – – –	2 00
16,	27	T. Smith, for carriage hire for jury on Beggar's Town lane,	3 00
	27	Thomas Sparks, plumber's bill, – – –	6 27
	28	P. Smith, for half party wall between his and S. Girard's property in Spruce st. – – – –	65 31
	28	Robert S. Johnson, for iron, – – – –	57 80
	28	John Naglee, for lumber, – – – –	536 24
17,	28	John Struthers, balance of account for marble work in 1831, – – – – – –	555 94
	28	G. W. Bertoon, for groceries, – – – –	4 25
	28	J. Stalder, Jun. for putting up crape in Trinity church,	5 00
19,	28	Mark Richards, for nails, – – – –	19 50
		Amount brought forward,	125,752 30
19,	42	By this sum paid Capt. Patterson's order to A. Ducoing, for labour on board the ship Helvetius, – –	5 25
	43	Captain Patterson's order to Joseph Edwards, for labour on board ship Helvetius, – – – –	5 25
		rye flour, $1 25; tea, 75; fish; 44; sent to the farm,	2 44
		Postage of package of letters sent to Havre, –	1 13
	29	Joseph Archbold, balance of wages for labour on farm,	4 80
	29	Richard Cusick, do. do.	43 00
20,	29	Edward Smith, for feed sent to the place, – –	7 20
	29	George Swope, on account of painting house in Spruce st.	200 00
	29	Richard Charles, on account – – –	25 00
		for charcoal, 62 cents; for breaking and carrying in coal, 19 cents, – – – – –	81
	29	Samuel Fleming, balance of wages for labour on the farm,	25 00
	29	Samuel Field, for weighing lead, &c. – –	1 50

Dr.

		Dolls. Cts.
1833.	Amount brought forward,	4,664,619 80
	Amount carried forward,	4,664,619 80

Cr.

1832.					*Dolls.*	*Cts.*
March 23	29	S. B. Combs, for making coffins for the remains of S. Girard,				150 00
	30	for refreshment for jury on Beggar's Town lane,				6 50
	30	balance of wages to M. M'Ginley, for work on the farm,				29 00
24,	30	Mrs. Biddle, for laying out the body of S. Girard and attendance at funeral,				40 00
	30	balance due to J. W. Patterson, master of the ship Helvetius,				414 87
	30	Lucy Clement, for nursing the late S. Girard,				10 00
26,		postage of letters to England,				37
		do. to New Orleans,				25
	30	John R. Griffiths, slater, balance of account,				1,157 00
	30	John Sherry, balance of wages for labour on the farm,				86 00
27,	31	Lehigh Coal and Navigation Co., for lumber,				99 82
	31	William Goucher, balance of wages for labour on the farm,				96 02
28,	31	balance due to Samuel Collins, pump and blockmaker,				26 61
	31	Wm. Curran, for hearse and carriage hire at S. Girard's funeral,				66 00
	31	T. Byrnes, for 233 days' work on the farm,				116 50
	31	E. Drummond, for mourning for Mrs. Taylor and Mrs. Hesley,				32 50
29,	31	balance due to William J. & S. M. Leiper, for building stone,				654 75
		on account of ship North America, on her arrival from Batavia, viz:				
	043		Hospital duty,	$30 20		
	043		Entrance,	2 50		
	043		Harbour master,	1 00		
	043		Surveyor,	3 00		
			Noting protest,	1 00		
			Affidavit,	25		
			Health office,	20 00		
						57 95
30,	32	A. Whetstone, plasterer, on account,				300 00
	32	P. Holtz, taxes, for Spring Garden Dist. for 1831,				26 79
	32	M. Bouvier, for one ton of coal,				8 00
		for half ream of foolscap paper,				1 56
31,	32	Richard Charles, on account,				20 00
		for a pair of boots for Michael, $1 38, for do. for James, $1 12,				2 50
	52	T. B. Freeman, for commission on sale of ship Helvetius,				52 75
		By difference on 12 bbls. pork (appraised at $144, sold 11 bbls. for $109 71 and one barrel used on the farm,				34 83
April 2,	32	By this sum paid B. Cross, for extra services at S. Girard's funeral,				25 00
	44	To Philadelphia Library Co., for subscription and fines for 1831,				4 67
	45	for labor on board ship North America,				3 13
3,	33	John Ducoing, on account of his wages,				30 00
		Amount brought forward,				129,627 05
	32	By this sum paid balance of wages to John Kruse, mate of ship North America,				159 22
	046	balance of wages to the crew of ship North America, viz:				
			John Bicknell,	$111 30		
			James Corse,	79 02		
			George T. Caldwell,	76 62		
			George H. Card,	74 66		
			George Colbert,	76 26		
			William Robins	76 26		

Dr.

		Dolls.	Ct.
1833.	Amount brought forward,	4,664,619	80
	Amount carried forward,	4,664,619	80

Cr.

1832.	f. r. b.				Dolls.	Ct.
April 3,		bal. of wages to &c.,	James Colman,	$71 56		
			Charles Dawson,	75 95		
			Jeremiah Storer,	77 01		
			William Russel,	76 09		
			William Spencer,	76 09		
			Nathan Frann,	75 72		
			Charles Kean,	62 70		
			J. A. Barlay,	72 88		
			Charles M'Caskey,	27 22		
					1,109	84
	33	Wm. Schellinger, for half pilotage of ship N. America,			26	00
	33	balance due to Mrs. Sarah Hesley, housekeeper on place,			107	37
4,	33	for half a ton of coal for the counting-house,			4	50
	46	premium of insurance on $24,500 on tobacco per Eliza, from Alexandria to Amsterdam,			301	11
	47	premium of insurance on $3,000 on railroad iron per Colossus and United States,			39	50
5,	33	Francis Hesley, balance of wages,			139	75
	33	T. Dowel, for tuition of M. A. and Daniel Hesley,			2	25
	33	H. & A. Cope, freight and labour on iron per ship Equator,			223	13
6,		for bond and permit for iron per Colossus,			1	40
	34	J. & P. Wilmer, for commis'n on the purchase of real estate,			467	40
	34	John Thomson, on account,			250	00
9,		postage of letters to France,				46
10,	34	third instalment on Philadelphia Exchange stock,			1,000	00
11,	48	for labour on board ship North America,			1	37
12,		on account of ship Rousseau on her arrival from Bordeaux, viz:				
			Entrance,	$2 50		
			Hospital duty,	10 60		
			Surveyor,	3 00		
			Harbour master,	1 00		
			Spirit manifest,	50		
					17	60
		bond and permit for North America's cargo,			2	80
		do Rousseau's cargo,			2	80
	34	P. Paynter, inward pilotage of ship Rousseau,			47	00
	34	J. H. Irwin, on acc't of salary as supercargo of ship N. Amer.			275	00
13,	35	L. Stegagnini, on account of marble mantles,			200	00
14,		J. P. Meyers, for S. Girard's subscription to Sunday School				
	35	Union, for 1831,			1	00
		for red tape,				75
15,	35	Wm. Carr, for lime for Spruce street houses,			6	25
16,	51	for labour on board ship North America,			1	75
	35	Richard Charles, on account,			50	00
17,	35	balance of wages to Wm. Hintham, Jun., mate of ship Rousseau,			132	17
	52	balance of wages to the crew of ship Rousseau, viz:				
			Edward Wilson,	$49 76		
			George Sweatman,	26 20		
			John Brooks,	25 83		
			John Aiel,	28 90		
			Richard Lowman,	39 10		
			James Watson,	38 70		
			George Sturson,	39 26		
			James Wheatman,	37 70		
			James Plummer,	49 70		
			Isaac Dorsey,	36 94		
			James Blown,	29 70		
					401	79
		Amount carried forward,			134,598	76

Dr.

		Dolls.	Cts.
1833.	Amount brought forward,	4,664,619	80
	Amount carried forward,	4,664,619	80

Cr.

1832.			Dolls.	Cts.
		Amount brought forward,	134,598	76
April 18,	35	By this sum paid freight of railroad iron per Collossus, –	131	48
19,	36	Samuel P. Wetherill, for half a ton of coal, – –	3	25
	53	A. Mahon, treasurer, the legacy bequeathed by S. Girard to the state of Pennsylvania, – – – – –	300,000	00
20,	36	Moffit & Killion's bills for molasses and sugar, –	82	58
	54	Moffit & Killion's bill for one keg of saltpetre, – –	10	00
21,		Pennsylvania Insurance Company, premium of insurance on $5,000 on ship Helvetius, – – $100 12		
		15,000 on ship Rousseau, – – 447 50		
		20,000 on ship North America, – 341 55		
			889	17
	58	for labor on board ship Rousseau, – – –	7	50
	59	do. do. – – –	2	00
26,	36	balance due to L. Bardin, master of ship North America,	403	21
	36	H. Hall for writ of survey and report on cargo of do. –	10	00
	36	John Clampit, for half pilotage of do. –	30	33
	37	N. Morgan for discharging cargo of ship North America,	93	92
27,	37	A. Whetstone, plasterer, on account, – – –	300	00
28,		C. C. Biddle, for power of attorney to S. Jaudon of New Orleans, – – – – –	2	50
	60	for labor on board ship North America, – –	13	25
	37	Agnew & Marshall's bill for dry goods, – –	9	67
	37	N. Morgan, for discharging cargo of ship Rousseau, –	45	00
	37	J. Ducoing, for so much paid by him to Francis for attending to the wine landing out of ship Rousseau, –	4	00
	37	Richard Charles, on account, – – – –	30	00
30,	38	John Ducoing, one month's wages due this day, –	30	00
	38	for 10 demijons for old Madeira wine, – – –	7	00
	61	Cook, on 4th instant, for postages in March, – –	20	83
May 3,	38	Samuel Arthur, on account of wages, – – –	125	00
	38	B. Allen, for 97,105 feet of white pine boards for buildings on the square, – – – – –	2,039	20
	38	S. Moses, due to Myles M'Leeven, master of ship Rousseau,	775	12
	38	S. Moses, for sundry brokerages as per bill, – –	110	15
	62	By difference on household furniture, farming stock and utensils, sold on the place in Passyunk, 15th March 1832, appraised at $4,666 12;		
		neat proceeds of sales, – $4,656 70		
		add 1 pig sold at private sale, 8 12		
		$4,664 82	1	30
	98	By the value of inventory of property left on the farm unsold, viz. rye in the ground, – $75 00		
		cider-press and apparatus, – 50 00		
			125	00
	63	By difference on green-house plants sold on the place [appraised at $500, sold at $251 02] – – –	248	98
	39	By this sum paid Robert Burton, freight of railroad iron per ship U. States, – – – – –	337	28
	14	Cook, for postages of the last month, – – –	11	82
	39	for writ of survey and report on cargo of ship Rousseau, –	10	00
4,	39	J. Evans, for 69,781 feet of white pine lumber for buildings on the square, – – – – –	1,509	40
		charcoal for the counting house, – – –		31
7,	39	Haven & Brothers, for coffee bags for wharfage, –	94	50
	39	C. Hawley, for 22,212 feet of scantling for building on the square, – – – – –	166	59
	39	Wm. Jackson's bill for pencils, – – –	9	00
	39	Wm. Guthrie, for 53,554 feet of white pine lumber for buildings on square, – – – –	1,178	18

Dr.

			Dolls. Cts.
1833.		Amount brought forward,	4,664,619 80
		Amount carried forward,	4,664,619 80

Cr.

1832.	f. r. b.		Dolls.	Ct.
May 7,	39	Samuel Fox's bill for bricks, – – – –	288	00
8,	40	A. Davis, for use of hydrant for Spruce st. buildings, –	23	00
	40	John Kruse, 29 days' wages for attending ship N. America,	36	25
9,	40	Wm. Flintham, Jun., 16 days' wages for attending ship Rousseau, – – – – –	20	00
	40	Michael and J. Brown, rigger's bill, – – –	100	20
	40	Wm. Coupland, for hire of carriages to attend sales on the place, – – – – – –	15	00
		Amount brought forward,	443,948	73
10,	40	By this sum paid P. R. Humphreys for 52,444 feet of lumber for the square, – – – – –	1,131	76
	40	John Scattergood, balance of account up to 1st ult. –	508	10
12,	40	L. Stegagnini, on account of marble work for Spruce street houses, – – – – – –	150	00
14,		2 bushels of white sand for counting house floor, –		40
15,	41	L. Bardin, master of ship North America, the legacy left to him by the late S. Girard, deducting collat. inherit. tax, – – – – – –	1,462	50
	41	J. W. Patterson, master of ship Helvetius, deducting do.	1,462	50
	41	Myles M'Leeven, master of ship Rousseau, do. do.	1,462	50
	41	Parry Newbold, sundry bills for lumber, – –	570	84
	42	Wm. Haroby, for a raft of hemlock for building on the square, – – – – – –	195	19
16,	42	for use of steamboat to heave ship North America off the Peapatch shoal, – – – – –	540	00
	42	freight, &c. of iron per ship Tuscarora, – –	224	73
	42	Richard Charles, on account, – – – –	30	00
17,		premium of insurance on tobacco per ship Eliza, Frith, from James river to Havre, as follows, viz.		
	65	Union Insurance Company, $18,000 - $221 48		
	66	Philadelphia do. 18,000 - 221 48		
		Pennsylvania do. 18,000 - 221 48		
		Delaware do. 18,000 - 221 48	885	92
	42	B. Allen, for 78,949 feet of white pine boards for buildings on the square, – – – – –	1,708	83
	069	Moses Myers, draught for expenses of shipping 547 hhds. of tobacco at Norfolk for Havre-de-Grace, – –	1,177	69
18,		C. C. Biddle, for power of attorney to Baring, Brothers & Co. of London, to recover debt due by F. Rodewald, of Bremen, to the estate of S. Girard, – – –	2	50
		British Consul, for his certificate to the above power of attorney, – – – – – –	2	20
19,	43	Andrew Fenton, for mending coffee bags, – –	36	00
23,	43	G. B. Biddle, for stores furnished to ship North America at Newcastle, – – – – –	12	28
	43	John Sherrard, for weighing cotton in August last, –	6	39
24,	44	Samuel Comly, for storage of coffee, – – –	20	75
25,	44	Abraham Whetstone, on account of plasterer's work, –	300	00
	0069	duty on 10 casks of claret sold from Custom House stores, - - - $48 36		
		and for blank entries for the same, - 00 25	48	61
		at Custom House for bonds and permits for iron per ships Tuscarora, United States, and Equator, – –	4	20
26,	44	Grant & Stone, on account of contract for lumber made by the late S. Girard with John Burson, – –	2,500	00
28,	44	Alex. Cole, for 30,320 feet of lumber for buildings on the square, – – – – – –	212	24

Dr.

		Dolls. Cts.
1833.	Amount brought forward,	4,664,619 80
	Amount carried forward,	4,664,619 80

Cr.

1832.	f.r.b.		Dolls.	Ct.
May 30,	44	Robert White, for plaster of Paris for Spruce st. buildings,	149	00
	45	Sol. Westbrook, for 20,602 feet of oak joists for the square,	291	23
31,	45	Lewis & Whitney, for copper for Spruce st. buildings, –	101	52
		for export entries of coffee per Robert Morris, – –		38
June 2,	45	John Ducoing, one month's wages, due 1st inst. –	30	00
4,	69	Cook, for postages for May, – – – –	8	29
5,	46	Richard Charles, on account, – – – –	30	00
6,	46	Samuel Field, for weighing, – – – –	35	55
9,	46	George Swope, painter, on account, – – –	200	00
	47	Joseph Hand, for wharfage of ship Helvetius, – –	38	00
15,	47	S. Stokes, for lumber for buildings on the square, –	2,604	24
16,	47	Abraham Whetstone, plasterer, on account, – –	200	00
20,	47	Richard Charles, on account, – – – –	70	00
24,	47	John A. Cozens & Co. for sundry porterages as per bill,	2	00
	70	S. Girard's bond for duties on cargo of ship Rousseau, –	4,403	89
25,	48	E. Jordan, for lumber for buildings on the square, –	143	88
26,	71	Union Insurance Co. premium of insurance on $1,700 on iron per ship Arab, – – – – –	22	25
		Amount brought forward,	466,935	09
30,	72	By this sum paid Lippincott, Richards, & Co. commission on sale of ships North America and Rousseau, –	136	50
	48	2d instalment on 4,000 shares Danville and Pottsville rail-road stock, – – – – –	20,000	00
	49	John Thomson, farmer on account, – –	200	00
July 2,	49	John Ducoing, one month's wages to 1st inst. –	30	00
	49	Richard Charles, on account, – – –	50	00
	49	Subscription to Pennsylvania Inquirer and advertising,	18	25
3,	50	Joseph Hand, for wharfage of ships Rousseau and Helvetius,	52	00
5,	50	Legacy to John F. Girard, deducting collateral inheritance tax, – – – – –	4,875	00
	50	Legacy to J. Augustus Girard, do do.	4,875	00
	50	Legacy to Mad. Védal, formerly V. Fenelon, do. do.	4,875	00
6,	51	Samuel Eckstein's bill for paper, – – –	4	00
	51	do. do. bought this day, –	4	50
	51	Legacy to Mrs. Henrietta Clark, deducting collateral inheritance tax, – – – –	9,750	00
	51	Matthew Heany, watchman, on account, –	100	00
	73	Cook, for postages for June, – – –	8	34
7,	51	Geo. Swope, painter, on account, – –	200	00
	51	John Stout, for repairing harness, &c. – –	2	62
	52	L. Stegagnini, balance of account for marble mantles,	270	00
	52	Legacy to Mrs. Maria Hemphill, deducting collat. inh. tax,	9,750	00
	52	J. B. Sewall, deputy register, for register's fees, –	241	50
9,	52	F. Beates, conveyancer's account, – –	345	32
11,	53	Dr. Physic, for surgical attendance on Mr. Girard, –	300	00
	53	Dr. Randolph, do. do. –	164	00
	53	E. N. Bridges, for freight of 5 pipes of brandy from N. Y.	5	00
	53	A. Whetstone, on account of plasterer's work, –	200	00
14,	53	R. White, for 40 bushels plaster of Paris for Spruce street buildings, – – – –	40	00
	53	John Scattergood, for hauling and stowing coffee and claret,	152	75
	54	Richard Charles on account, – – –	30	00
		remitted to John F. de Lasa, balance due him 26th Dec. last,	36	24
20,		for quills and paper, – – – –	3	38
21,	54	E. Levick & Co. for plastering hair, – –	76	00
23,	55	S. Smith, 6 months' subscription to Philadelphia Gazette,	4	00
	55	Grant and Stone, on account of contract with Burson,	2,000	00
	55	for sodding the yard of one of the houses in Spruce street,	2	50
	75	Bonds for duties on coffee, imported per ship N. America,	7,864	70

Dr.

		Dolls.	*Cts.*
1833.	Amount brought forward,	4,664,619	80
	Amount carried forward,	4,664,619	80

Cr.

1832.	f. r. b.		Dolls.	Ct.
July 25,	55	N. Biddle, the balance due to Wm. T. Poussin, on 26th Dec. last,	75	15
	56	F. Liebrandt, for whitesmith's work at Spruce st. buildings,	15	56
26,	56	George Swope, on account of painting and glazing do.	400	00
28,	56	Stephen P. Morris, for coal grates for do.	644	87
	56	Legacy to Penn. hospital, deducting collat. inheritance tax,	29,250	00
	57	Legacy to the Institution for the Deaf and Dumb, do.	19,500	00
	57	Wm. A Peddle, for cooperage,	4	12
31,	57	John A. Barclay,	1,000	00
Aug. 1,	57	John Ducoing, for one month's wages,	30	00
	57	French & Co. for copy of the Life of Com. Barney, subscribed for by S. Girard,	2	50
2,	58	Charles Cany, for sundry goods furnished at the funeral of the late S. Girard,	1,371	90
3,		Alderman Willing, for declaration relative to acknowledgement of deed of trust on behalf of Mrs. Haslam,	3	50
	76	Cook, postages for last month,	8	00
4,	58	Richard Charles, on account,	80	00
6,	59	Bowlby & Weaver's bill for Ironmongery for the stone house on the Neck,	10	17
8,	59	Legacy to the Orphan Asylum, deducting collat. inh. tax,	9,750	00
	59	Legacy to the Comptrollers of Public Schools, do.	9,750	00
	59	Legacy to the Mayor, &c. in trust to purchase fuel for the poor, deducting collateral inheritance tax,	9,750	00
	60	Legacy to Society for relief of distressed Masters of Ships, &c. deducting collateral inheritance tax,	9,750	00
10,	60	Abraham Whetstone, on account,	300	00
		Amount brought forward,	625,297	46
	60	By this sum paid Mad. D'Orval, for instruction, &c. to C. Lallemand, for red ink, 19 cents; for sand for counting house floor, 50 cents;	39	50
				69
	60	Matthew Heany, balance of wages as watchman,	37	00
11,	60	John Burrows, for hanging bells in Spruce street houses,	92	50
	60	Charles Cahill, for plating locks, &c. do.	84	00
	61	George Trout, do. do.	21	00
	61	M'Claskey, for setting curbstone in front of do.	62	40
	61	White & Delany, for shackle to an anchor,	2	50
		2 lbs. sperm. candles for the counting house,		70
	61	Regnault's bill for paper-hanging,	38	03
14,	61	J. H. Deas, for sash weights for Spruce street houses,	111	22
		for cleaning yard at the back of Vicker's store,		50
15,	61	Mary M'Kinney, for cleaning Spruce street houses,	40	00
		Wm. A. Peddle, for gauging 5 pipes of brandy,		62
17,	62	George Swope, on account,	500	00
21,	62	Legacy to the trustees of Mrs. M. A. Hemphill, deducting collateral inheritance tax,	48,750	00
22,	63	Legacy to Francis Hesley,	975	00
	63	Voight, for cleaning a chronometer,	7	00
	77	S. Girard's bond for duties on cargo of ship Rousseau,	4,403	00
25,	63	Alderman Bartram, for declaration relative to acknowledgment of deed of trust on behalf of Mrs. Hemphill,	4	00
27,	63	A. Middleton & Co. for nails,	173	94
29,		inland postage of letters to Europe,		63
	63	Jacob Zeilin, fees relative to Mrs. Hemphill's trustees,	2	00
	64	4th instalment on 100 shares of Philad. Exchange stock,	1,000	00
	64	Frazier, for breaking up and carrying in coal,	1	75
Sept. 1,	64	Legacy to trustees of Mrs. Haslam, deducting collat. in. tax,	9,750	00
3,	65	Legacy to trustees of Masonic Loan, do. do.	19,500	00
	64	Geo. W. South, commission on the purchase of 44 and 46 South Third street,	100	00

Dr.

1833.		Dolls.	Ct.
	Amount brought forward,	4,664,619	80
	Amount carried forward,	4,664,619	80

Cr.

1832.			Dolls.	Ct.
Sept. 3,	64	John Ducoing, one month's wages due 1st inst. –	30	00
4,	78	Cook, for postages of last month, – – –	8	61
	65	Samuel Collins, for pumpmaker's work at stone house,	84	50
5,	65	L. Crousillat, for gravel for stone house, – –	86	00
	65	Richard Charles, on account, – –	60	00
6,	79	J. Humes register fees on passing administration account of the late John Girard, dated 5th inst. – –	9	69
	65	Grant & Stone, balance in full for contract for lumber with John Burson, – – – –	1,835	10
7,	66	Williams & Johnson's bill for lumber, – –	343	99
10,	66	Newman & Smith, for blacksmith's work, –	152	28
	66	Bowlby & Weaver's bill for ironmongery for Spruce street houses, – – – – –	880	00
11,	66	Samuel Richards, for backs and jams for do.	213	50
13,	66	Daniel Wood, for hire of gig to attend sales on the farm,	7	00
15,	67	James M her, for sodding yards of 4 houses in Spruce st.	31	87
17,	67	Carey & Hart, for vols. 8, 9, and 10 of the Encyclopædia Americana, – – – – – –	7	50
18,	67	for mourning bonnets for Mrs. Clark, Mrs. Haslam, and Caroline Lallemand, – – – –	24	00
20,	68	3d instalment on 4,000 shares Danville and Pottsville railroad stock, – – – –	20,000	00
	68	Richard Charles, on account, – – –	60	00
24,	68	Legacy to the trustees for erection of a school in Passyunk Township, deducting collateral inheritance tax, –	5,850	00
	81	off S. Girard's mortgage to heirs of John Lodge, –	1,200	00
	81	for interest on said mortgage, – – –	68	00
	68	Barnes, for wax candles used at S. Girard's funeral,	6	12
26,	68	Mrs. Sigoigne, for 2 quarters tuition of C. Lallemand up to 17th March last, – – – –	168	50
28,	69	Timothy Byrnes, for 3½ days labour removing claret,	3	50
	69	William Ducoing, do. do.	3	50
		By difference on 59 bolts Russia duck (appraised at $1,062, sold for $875 44,) – – – –	186	56
		Amount brought forward,	742,315	66
29,	83	By value of sundry effects, on lands in Schuylkill county, transferred to the Mayor, Aldermen, and Citizens of Philadelphia, as part of the residuary estate (appraised by Wm. Boyd and F. Williams at) – – – –	2,006	12
Oct. 1,	69	By this sum paid John Ducoing, for one month's wages to this day, – – – – –	30	00
	69	Cadwallader Evans, for sundry services rendered by him to S. Girard, relative to lands in Schuylkill county, –	150	00
3,	84	Cook, for last month's postages, – – –	7	54
	81	Recorder for entering satisfaction to mortgage to heirs of John Lodge, – – – – –		50
	81	for recording release relative to said mortgage, –	2	00
4,	70	Samuel Oakes, for lumber for buildings on the square,	457	03
5,	70	George Swope, on account, – – – –	400	00
6,	70	R. Murdock, for charcoal, – – – –	2	50
	70	Richard Charles, on account, – – –	150	00
8,	71	John Rambo, for iron railing for houses in Spruce street,	249	08
11,	87	1st bond for duties on iron imported per ship Helvetius,	4,548	09
16,	71	Gummy & Anners, for silk hose furnished for the funeral of S. Girard, – – – – –	15	00
	71	Clark, Conover & Co., bill for shoes for C. Lallemand,	2	50
19,	71	C. & W. Maule, for plaster laths for Spruce street buildings, – – – – – –	22	00
20,	71	premium of insurance on $7,000 on tobacco from Norfolk to Philadelphia, – – – – –	36	00
	88	Moses Myer's draught of 10th inst. for balance due him,	286	95

Dr.

		Dolls.	Ct.
1833.	Amount brought forward,	4,664,619	80
	Amount carried forward,	4,664,619	80

Cr.

1832.	f.	r.	b.		Dolls.	Ct.
Oct. 20,	72			C. P. Fox, for one year's rent of meadow in Moyamensing to 1st May, – – – – –	50	00
23,	72			freight of 25 hhds. tobacco from Norfolk to Philadelphia,	50	00
	72			do. 28 do. do.	56	00
25,	72			Peter Grim's bill for bricks for Spruce street buildings,	79	40
	72			Parry Newbold's bill for lumber for sundry buildings,	45	86
	79			S. Girard's bond for duties, – – – –	6,675	20
26,	82			Richard Charles, on account, – – –	50	00
	73			balance due to L. Curé on 26th Dec. last, – –	61	76
27,	73			D. Aikins, for porterage of 25 hhds. tobacco to inspector's warehouse, – – – – –	9	37
	73			Legacy of Daniel Hesley, one of S. Girard's apprentices, deducting collateral inheritance tax, – –	487	50
	73			Legacy of M. A. Hesley, do. do.	487	50
	73			Legacy of James C. Breslau, do. do.	487	50
	73			George Regnault, for hanging paper in Spruce st. houses,	110	60
29,	73			S. P. Wetherill, for coals for the counting house,	30	33
30,	74			W. F. Harrison, for inspecting 53 hhds. tobacco, –	58	17
31,	74			G. N. & B. Baker, for lumber for Spruce st. buildings,	39	31
	74			W. F. Slaughter, for paper-hangings for do. –	324	35
				French Consul for certificate to send to M. Laffitte, of Paris,	2	00
				Inland postage of do. do.		63
				for 3 pounds sperm. candles for counting house, –	1	05
				By difference on 24 bbls. ⋈ beef (app'd at $120, sold for $48)	72	00
				8 do. do. 64, do. 63 85		15
				By value of sundry articles of provision sent to the farm for the work people, prior to the sale, viz:		
				2 bbls. beef, – – – – $18 00		
				1 bbl. shad, part do. do., part do. mackerel, 8 00		
				part of barrel of sugar, – – – 5 00		
					31	00
	90			By difference on 6 bags of wool (appraised at $303 60, sold for $275 52,) – – – – –	28	08
Nov. 1,				By this sum paid C. C. Biddle, for power of attorney to Baring, Brothers & Co. of London, to sell French stock, –	2	00
				British Consul, for his certificate to Baring, Brothers & Co. to sell French stock, – – – –	2	20
	74			John Ducoing, one month's wages to this day, –	30	00
				Cook, for postages of last month, – – –	4	99
3,	74			George Swope, balance due him for painting and glazing the Spruce st. houses, and the stone house on the Neck,	474	21
				Amount brought forward,	760,432	13
6,	75			By this sum paid A. E. Dougherty, collector, on account of the Mayor, Aldermen, and Citizens, the collateral inheritance tax on the following real estates, namely:		
				Estate No. 104 Chestnut street, assessed at $15,000		
				102 do. do. 16,000		
				100 do. do. 14,000		
				44 South Third st. do. 4,000		
				46 do. do. 3,500		
				50 do. do. 10,000		
				Banking house and lot, do. 70,000		
				No. 66 South Third st. do. 10,000		
				68 do. do. do. 8,000		
				70 do. do. do. 9,000		
				1 Harmony street, do. 2,500		
				2 do. do. 2,500		
				3 do. do. 2,500		
				$167,000 at 2½ per ct.	4,175	00

Dr.

1833.		Amount brought forward,	*Dolls. Ct.* 4,664,619 80
		Amount carried forward,	4,664,619 80

Cr.

1832.	f. r. b.		Dolls. Ct.
Nov. 6,	76	By this sum paid Thomas Black, collector, on account of the Mayor, Aldermen, and Citizens of Philadelphia, the collateral inheritance tax on the following real estate, namely:	
		Estate No. 160 South Second st., assessed at $7,000	
		162 do. do. 7,000	
		162½ do. do. 7,000	
		164 do. do. 7,000	
		35 Union street, do. 5,000	
		5 Comptroller st., do. 4,000	
		3 do. do. 4,000	
		1 do. do. 4,500	
		2 do. do. 2,800	
		4 do. do. 2,800	
		6 do. do. 2,800	
		8 do. do. 2,800	
		10 do. do. 2,800	
		12 do. do. 2,800	
		66 Spruce street, do. 7,000	
		Five unfinished houses in Spruce street, 50,000	
		$119,300 at 2½ per ct.	2,982 50
8,	92	By this sum paid Hannah Augustine, for work on the place as per bill - - - - -	15 00
	76	Daniel M'Curdy, collector, on acc't of the Mayor, Aldermen, and Citizens of Philadelphia, the collateral inheritance tax on the following estates, viz:	
		Lot of ground and messuages thereon between 11th and 12th and High and Chestnut streets, - - - asssesed at $270,766	
		Nos. 1, 3, and 5, South 11th st., do. 15,000	
		$285,766 at 2½ per ct.	7,144 15
	77	By this sum paid Conrad Albright, collector, on account of the Mayor, Aldermen, and Citizens of Philadelphia, the collateral inheritance tax on the following estates, viz:	
		Nos. 161, 163, and 163½ Chestnut street, - assessed at $45,000	
		11 and 15 South Fifth st., do. 15,000	
		Two mess'ges in Franklin Place, do. 9,000	
		$69,500 at 2½ per ct.	1,787 50
	78	By this sum paid F. Mitchel, collector, on account of the Mayor, Aldermen, and Citizens of Philadelphia, the collateral inheritance tax on the lot of ground, with messuages thereon, situate on the north-west corner of Coates and Sixth streets, assessed at $16,500 at 2½ per ct.	412 50
		Amount brought forward,	776,898 78
	79	By this sum paid Joseph Lake, collector, on account of the Mayor, Aldermen, and Citizens of Philadelphia, the collateral inheritance tax upon that part of the Peel Hall estate lying in the unincorporated part of Penn Township, assessed at $30,000 at 2½ per cent., -	750 00
	79	A. Kilpatrick, collector, on account of the Mayor, Aldermen, and Citizens of Philadelphia, the collateral	

Dr.

		Dolls. Cts.
1833.	Amount brought forward,	4,664,619 80
	Amount carried forward,	4,664,619 80

Cr.

	f. r. b.		*Dolls.*	*Ct.*
1832.		inheritance tax on 117 acres improved land in Moyamensing township, assessed at $16,965 at 2½ per cent.,	42	12
Nov. 8,	79	Wm. Simon, collector, on account of the Mayor, Aldermen, and Citizens of Philadelphia, the collateral inheritance tax on lands in Passyunk township, viz:		
		143 acres of land and imp'ts thereon, ass'd at $35,750		
		36 do. do. 7,200		
		4 do. do. 800		
		20 do. do. 4,000		
		94 do. do. 16,920		
		32 do. do. 6,240		
		3 do. do. 600		
		4 do. do. 900		
		9½ do. do. 4,000		
		90 do. do. 18,000		
		$94,410 at 2½ pr.ct.	2,360	25
	38	By difference on 162 casks of claret (appraised at $30 per cask, $4,860 sold, for $4,219 20,) – –	640	80
6,	78	By this sum paid Thomas Wallace, collector, on account of the Mayor, Aldermen, and Citizens of Philadelphia, the collateral inheritance tax on the following estates, viz:		
		No. 9 North Water street, assessed at $10,000		
		11 do. do. 10,000		
		Store and wharf east of do. do. 14,000		
		No. 13 North Water street, do. 15,000		
		Stores No. 7, 8 and 9, and wharf E. of 13 and 15, – – assessed at 30,000		
		No. 15 North Water street, do. 15,000		
		23 do. – do. 30,000		
		25 do. – do. 10,000		
		27 do. – do. 10,000		
		29 do. with warehouse and wharf east of same, do. 20,000		
		21 North Front street, do. 6,000		
		23 and 25 do. – do. 8,000		
		27 do. – do. 7,000		
		29 and 31 do. – do. 15,000		
		20, 22, 24, 26, and 28, do. 75,000		
		14 do. with houses and lot in alley, – do. 8,000		
		5, 7, and 9, Jones' Alley, do. 3,000		
		Messuage and lot adjoining, do. 2,000		
		Shop, late Ball's, do. 2,000		
		Vacant lot west of stores in Front street, – do. 2,000		
		17 and 19, Jones' Alley, ground rent off, – assessed at 1,480		
		$293,480 at 2½ pr.ct.	7,337	00
7,	80	By this sum paid J. C. Holme, collector, on account of the Mayor, &c., the collateral inheritance tax on estate in Coates street, between Old York Road and 6th st., assessed at $88,300 at 2½ per cent., – –	2,207	50
8,	81	A. Murphy, collector, on account of the Mayor, &c., the collateral inheritance tax on that part of the Peel Hall estate lying in the 3d ward, Spring Garden, assessed at $2,400 at 2 1-2 per cent., – – –	60	00
		postage of letters to England, – – –		37

Dr.

		Dolls.	Ct.
1833.	Amount brought forward,	4,664,619	80
	Amount carried forward,	4,664,619	80

Cr.

1832.	f. r. b.		Dolls.	Ct.
Nov. 8,		postage of letter to James Saul, cashier, New Orleans,		50
10,		Legacy of Caroline Lallemand, deducting collat. inh. tax,	19,500	00
12,	81	Richard Charles, on account, – – –	50	00
		Amount brought forward,	810,229	32
	81	By this sum paid Gales & Seaton, 1 year's subscription to National Intelligencer, – – – –	10	00
14,	82	John Thomson, in full for balance of account, – –	814	50
15,		for red tape and twine, – – – –	1	13
		for 3 lbs. of sperm. candles, – – – –	1	05
16,	82	C. W. Schreiner, collector, on account of the Mayor, &c., the collateral inheritance tax on the following estates, viz:		
		House in 8th street, – assessed at $3,500		
		House in Schriver's Court, do. 2,500		
		$6,000 at 2½ per ct.	150	00
19,	82	4th instalment on 4,000 shares of stock in the Danville and Pottsville Railroad Co., – – – –	20,000	00
20,	82	Legacy to Michael Warner, one of S. Girard's apprentices, deducting collateral inheritance tax, – –	487	50
	092	bond for duties on iron, imported per ship Equator, –	660	73
24,	83	1 year's subscription to National Gazette and for advertising, – – – – – –	16	75
	093	bond for duties on Bardin's coffee, – – –	40	07
28,		Bank United States, discount on sundry notes, viz:		
		on Negus & Rea's note for $919 87, – $13 63		
		on Haven & Brothers' do. 250 00, – 6 33		
		on Tunis & Co.'s two notes 5,649 34, – 117 19	137	15
Dec. 1,	83	Robert Looney, plumber's bill for work done in 1831, at house at the corner of 12th and Market streets, –	114	65
	83	do. for lead coffin for the body of S. Girard, – –	50	00
4,	84	Richard Charles, – – – – –	50	00
8,	84	M. Vandusen, for lumber furnished by him for ship Rousseau, – – – – – –	4	38
	93	Cook, for postages for last month, – – –	8	17
		for 3 lbs. sperm. candles, – – – –	1	05
11,	84	5th instalment on 100 shares Philadelphia Exchange stock,	1,000	00
12,	94	bond for duties on iron per Colossus, – –	398	21
	95	2d bond for duties on gin per Helvetius, – –	4,548	00
	96	1st bond for duties on sundries per ship Rousseau, –	349	08
		Bank United States, 21 days discount on U. S. 3 per cent. stock, paid off by said bank before due, – –	30	62
		Difference on 8 pieces Russia sheeting (appraised at $120, sold for $108,) – – – – –	12	00
	83	By this sum paid John Ducoing, on the 1st inst. for one month's wages, – – – – –	30	00
	98	By the value as per inventory of the pile driving machine delivered to the residuary legatees of S. Girard, –	100	00
15,	85	By this sum paid Silas W. Sexton & Co., for freedom suit for Michael Warner, one of the late S. Girard's apprentices,	71	00
19,	85	Elizabeth Gray, balance of account due to the late Robert Gray, – – – – –	18	56
20,	86	S. Hill, collector, for iron pipes laid in Coates street, between 6th and 8th streets, in 1831, – – –	153	78
21,	99	Alexander Cook, for candles bought in February last, as per bill, – – – – –	3	76
	86	Richard Charles, on account, – – – –	60	00

Dr.

		Dolls.	Ct.
1833.	Amount brought forward,	4,664,619	80
	Amount carried forward,	4,664,619	80

Cr.

1832.	f. r. b.		Dolls	Ct.
Dec. 21,	86	Andrew Fenton, for mending coffee bags, – –	6	50
26,	100	bond for duties on iron, per Tuscarora, – –	609	65
	101	do. on brandy, per Rousseau, – –	4,213	58
31,		for 3 lbs. sperm. candles, for counting-house, –	1	05
	87	John A. Barclay, on account, – – –	1,000	00
	87	John Ducoing, for one month's wages to this day, inclusive	30	00
1833.				
Jan. 1,	102	bond for duties on iron, per ship Alexander, – –	833	00
	103	do. do. Algonquin, – –	250	00
	104	do. do. North Star, – –	951	00
	105	do. do. United States, –	1,016	91
	106	do. do. Renown, – –	446	00
	107	do. do. Delaware, – –	791	00
		Amount brought forward,	849,700	15
2,	87	By this sum paid Richard Charles, on account, – –	150	00
	88	John F. Girard, attorney in fact, the following legacies, viz.		
		Etienne Girard, – $5,000		
		Marguerite Girard, – 5,000		
		Ann Henriette Girard, – 5,000		
		Marie Girard, – 5,000		
		20,000		
		less collateral inheritance tax, 500		
			19,500	00
9,	88	James G. Cauldwell, for fire bricks for Spruce st. houses,	10	00
12,	91	By amount as per inventory of the following stocks handed over to Britain Cooper, treasurer of the Girard trust, under the authority of a resolution of Councils, namely,		
		1 share in Le Courrier des Etats Unis, –		
		1 share in Domestic Society, – –		
		1 share in Suspuehannah and Lehigh Turnpike,		
		1 share in Downingtown and Euphreta Turnpike,		
		2 shares in Germantown Turnpike, $ 95		
		4 shares in Centre Bridge Co. –		
		40 shares in Union Insurance Co. – 2,400		
		10 shares in Bustleton and Smithfield Turnpike,		
		50 shares in Philadelphia Insurance Co. 4,000		
		10 shares in Schuylkill Permanent Bridge, 130		
		22 shares in Pennsylvania Insurance Co. 11,000		
		20 shares in Franklin Institute Loan, 800		
		102 shares in Chesapeake and Delaware Canal, 10,200		
		100 shares in Delaware Insurance Co. 4,200		
		958 shares in the old Bank of the United States, 2,127		
		2,200 shares in Schuylkill Navigation Co. 264,000		
		Pennsylvania 5 per cent. stock, par value $870,000, – – – – 994,418		
		City 5 per cent. Loan, $100,000, – 113,500		
			1,406,870	00
14,	108	By this sum paid for the amount of judgment awarded by the arbitrators in favor of Peyrat, – – –	400	51
	92	S. & J. Sellers, for wicker work for sundry houses, –	79	06
16,	92	Wm. Hyde's bill for stationary, – – –	50	08
17,	92	T. S. Richards, for iron pipes for Spruce street houses,	76	60
19,	93	Williams & Hutchison's bill for rigging leather, –	6	00
		3 lbs. sperm candles, – – – – –	1	05
		for postage of letters to New Orleans and London, –		87
22,	94	5th instalment on 4,000 shares of Danville and Pottsville railroad stock, – – – – –	20,000	00

Dr.

		Dolls. Ct.
1833.	Amount brought forward,	4,664,619 80
	Amount carried forward,	4,664,619 80

Cr.

1833.	f. r. b.		Dolls.	Ct.
Jan. 22,	109	John Willits for bricklayer's work, – – –	612	50
	110	Abraham Marple, for lime for Spruce st. buildings, –	480	92
23,	94	George Swope, for sundry jobs of painting at stone house,	6	00
24,	94	John F. Girard, guardian, the legacy of Madelaine Henriette Girard, deducting collateral inheritance tax, –	4,875	00
25,	95	Wm. H. Yhost, for blacksmith's work for the farm in Jan. and February last, – – – – –	11	28
	111	Joseph and Daniel Smith, for carpenter's work, –	8,758	31
26,	95	John Struthers, for tomb stone, – – –	50	00
	95	By amount of the following stocks as per inventory handed over to Britain Cooper, treasurer of the Girard trusts, under authority of a resolution of Councils, namely:		
		6331 shares of U. States Bank stock at 105 per share, – – – $664,715		
		$265,850 Schuylkill Nav. Co's 5½ per c. stock at 104 per c. – – 276,484		
		$30,000 Mount Carbon Railroad Co's stock at par, – – – – 30,000		
		$25,000 5½ per cent. loan to Guardians of the Poor, – – – – 25,000		
		bond and certificate for loan to Ridge Road Turnpike, – – –		
			996,199	00
	95	By this sum paid Samuel Hains for regulating curbstone in front of new buildings in Spruce st. – – –	9	50
		By difference on 25 cases of brandy fruits (appraised at $82, sold for $80 50) – – – – –	1	50
		Amount brought forward,	3,307,848	33
		By difference on the following stocks, viz.		
		$2,358 58 U. S. 5 per cents. appraised at $2,417 54, sold for $2,405 62, – – – – –	11	92
		3,410 65 U. S. 5 per cts. aprsd. at $3,495 91, paid off at par, $3,410 65, – – – –	85	26
		4,000 00 U. S. 4½ do. – – – do. 4,000 00		
		20,667 24 do. – – – do. 20,667 24		
		17,333 90 do. – – sold for 17,377 03		
		$42,001 14 aprsd. at 42,526 15, neat proceeds $42,044 27		
			481	88
29,	113	By this sum paid bond for duties on Captain Bardin's coffee,	40	00
31,	114	Wm. Ingram, balance due him for stone mason's work,	88	30
	115	balance due F. Hutchinson for watching on the square to 26th Dec. 1831, inclusive, – – – –	21	00
		By value as per inventory of the fol. articles used in the counting house, viz.		
		3 bundles of twine used in counting house, – $00 50		
		part of a box of sperm. candles do. (not valued separately) – – – – 00 00		
		about 3 tons of coal and some charcoal do. – 17 00		
		about 3 3-4 cords of wood used in the house before the family left, – – – 22 50		
			40	00
		By this sum paid J. J. Benoist for $16 67 nominal city 5 per cent. loan, being so much belonging to him of one certificate for $100 of said loan, which could not be devised, and was therefore purchased of him at the market value 112, – – – – –	18	67

Dr.

		Dolls.	Ct.
1833.	Amount brought forward,	4,664,619	80
	Amount carried forward,	4,664,619	80

Cr.

1833.			*Dolls. Cts.*
Jan. 31,		By the value as per inventory of sundry lumber on the square in Market st. used in the erection of sundry new buildings, viz.	
		for the new houses in Spruce st., house on the Neck, &c. – – – $7,669 79	
		for the new houses on the square, – 4,380 60	
			12,050 39
	116	By this sum paid John Naglee on 27th June last for lumber for stone house, – – – – –	8 86
	117	Peter Grim, on 9th Aug. last for bricks for Spruce street houses, – – – – – –	364 80
	118	Samuel Fox, 7th Sept. last for bricks for stone house, –	55 20
	119	Robert Looney, 4th inst. for plumber's work at Spruce st. houses, – – – – – –	713 45
	120	Thomas Hansell, 10th inst. for turner's work at do. –	104 71
	121	E. Haines, 10th inst for mahogany for do. – –	111 19
	122	Thomas Dougherty, for hauling and labor at do. and stone house, – – – – – –	1,375 54
	123	John Scattergood, for hauling lumber, &c. – –	185 45
Feb. 1,	96	John Ducoing, for one month's wages, – –	30 00
	96	Richard Charles, on account, – – –	60 00
2,	96	J. Struthers, in full for marble work at buildings in Spruce street, – – – – – –	1,400 00
	96	John T. Sullivan, for blank books, – – –	11 50
4,	97	Wm. Stevens, for collateral inheritance tax on the personal legacies amounting to $263,500 at 2½ per cent.	6,587 50
5,	124	Cook, for postages of last month, – – –	5 66
6,	96	Carey & Hart, for vols. 11 and 12 of the Encyclopædia Americana, – – – – – –	5 00
9,	97	A. Whetstone, balance of account for plasterer's work at the new houses in Spruce st. – – –	132 83
11,	125	bond for duties on gin per ship Helvetius, – –	4,548 00
	126	bond on sundries per ship Rousseau, – – –	349 00
14,	127	Alderman Milnor, for taking acknowledgment of the assignment to the City of the mortgage from the Mount Carbon Railroad Co. – – – –	2 00
		for breaking up a ton of coal for the counting house, –	37
23,	98	Richard Charles, on account, – – – –	80 00
	98	B. Bannen, for 1 year's subscription to Miner's Journal,	2 00
	99	for subscription to Atlas and Merchant's Intelligencer, –	5 00
March 3,	128	Cook, for postages in last month, – – –	6 86
	99	John Ducoing, for 1 month's wages, – – –	30 00
		for 3 lbs. sperm. candles, – – – –	1 05
8,	99	Silas W. Sexton, for freedom suit for Daniel Hesley, –	40 00
14,	100	Charles Le Brun, for translating a Spanish letter, –	5 00
	129	Charles Shrœder, for wages on board ship Helvetius (omitted 15th February, 1832) – – – –	12 24
		Amount brought forward,	3,336,918 96
	130	By this sum paid Cook, postages for Feb., 1832, (omitted 3d March, 1832,) – – – – –	21 32
	131	paid Cook, postages for Dec. 1832, (omitted 3d Jan. last,),	5 40
	132	Mate's order to labourers on board ship North America, (omitted 21st April, 1832,) – – – –	2 25
	133	Mate's order to labourers on board ship Rousseau, (omitted 28th April, 1832,) – – – – –	2 00
	134	Annual payment to Philadelphia Library Company, for 1832, (omitted 7th May, 1832,)– – – –	4 00
21,	100	Myles M'Leveen, for so much paid by him to a sailor on board ship Rousseau, – – – –	50 00

Dr.

		Dolls. Cts.
1833.	Amount brought forward,	4,664,619 80
	Amount carried forward,	4,664,619 80

Cr.

1833.	f. r. b.		Dolls	Ct.
March 21	100	Richard Charles, on account,	80	00
23,	100	for advertising in and subscription to Philadelphia Gazette,	12	84
27,		for 3 lbs. sperm. candles,	1	05
		postage of duplicate letter to James Saul, New Orleans,		25
	135	John T. Sullivan, on 28th January last, for paper,	1	00
	136	2d bond for duties on brandy per ship Rousseau,	4,214	00
		By difference on 25-30ths of 33 shares Bank U. S. [appraised $2,942 50, sold for $2,874 95,]	67	55
		25-30ths of 10 shares Lancaster turnpike, [appraised at $1,458 33, sold for $1,456 50,]	1	83
April 1,	100	By this sum paid John Ducoing, one month's wages,	30	00
5,	101	Z. Poulson, for subscription and advertising in the American Daily Advertiser, from 1st Jan. 1831, to 21st March, 1833,	42	25
12,	103	Wm. Fry, for subscription to, and advertising in the Nat. Gazette,	4	87
15,	103	Richard Charles, on account,	30	00
	137	Cook, for postages of last month,	4	04
	102	J. L. Fennemore, 6th instalment on subscription to the Philadelphia Exchange Company,	1,000	00
12,		bond for duties on brandy imported in ship Rousseau,	4,635	67
		do. sundries do.	349	00
		C. C. Biddle, for power of attorney to Baring, Brothers & Co., authorizing them to sell French stocks,	4	00
		For British Consul's certificate to said power of attorney,	2	20
		For French do. do.	6	00
		for certificate of burial of the late S. Girard, to accompany the above power,	2	00
17,	103	By amount of the following stocks handed over to Britain Cooper, treasurer of the Girard trust, under authority of a resolution of Councils, namely:		
		1 cer., No. 316 Penn. 5 per c. stock for $100,000 noml. cost $114,080 00		
		do. 349 do. 80,000 91,264 00		
		do. 372 do. 59,472 67,845 66		
			273,189	66
19,	104	By this sum paid S. P. Wetherill, for 2 tons of coal for the counting house,	13	00
25,	105	John Connell, for commission on the amount recovered under the Danish Convention, as per written agreement between him and the late S. Girard,	635	08
26,	105	Joseph Montgomery, for additonal disbursements of ship Helvetius, at Liverpool, by Maury, Latham & Co.,	16	55
	139	C. C. Biddle, for power of attorney relative to Danish claims,	2	50
		Alderman Milnor, for attestation to said power of attorney,	1	25
30,	140	At Custom House for balance of duties on 408 casks of claret imported per ship Rousseau from Bordeaux, in April 1832, and stored for benefit of drawback,	1,259	88
May 1,	106	for advertising sale of claret in U. S. Gaz. and New York papers,	4	50
	106	John Ducoing, for 1 month's wages,	30	00
3,	107	By this amount paid in the prosecution of the improvements on the square between Market and Chesnut, and 11th and 12th streets,	80,429	35
	108	of the following stocks handed over to Britain Cooper, treasurer of the Girard trust, namely:		
		cer. No. 8, City 5 per cent. loan for $76,500 cost $87,745		
		do. 388, Penn. 5 per cent. stock, 12,000 cost 13,869	101,605	00
		Amount carried forward,	3,804,679	25

Dr.

		Dolls. Ct.
1833.	Amount brought forward,	4,664,619 80
	Amount carried forward,	4,664,619 80

Cr.

1833.	f. b. r.		Dolls.	Ct.
		Amount brought forward,	3,804,679	25
May 4,	141	By this sum paid H. & A. Cope for sundry postages, paid by them,	3	10
	109	Richard Charles, on account,	50	00
6,	109	6th instalment on 4,000 shares Danville and Pottsville Railroad stock,	20,000	00
	109	John Ducoing, in full for balance of wages up to this day, inclusive,	5	00
		By difference on 238 casks, of claret, (part of 400 casks,) appraised 17 Jan. 1832, at $30 per cask, $7,140 00		
		224 casks sold at auc. on 23d ult. neat proceeds 3,992 97		
		14 casks taken to fill up.	3,147	03
		238 casks.		
		By dif. on 408 c'ks. of claret, apr. 31st Dec. 1832 at $8,054 00		
		10 casks sold 26th May, 1832, for $294 00		
		379 c'ks sold at auc. 23 ult. neat proc's 6,439 25		
		19 casks used in filling up. 6,733 25	1,320	75
		408 casks.		
4,	109	By this sum paid Scott & Wilson, for fees in the case of Lohra's heirs vs. S. Girard, and others,	200	00
7,	142	Cook, for postage for last month,	6	24
		for candles for the counting house,	1	50
9,	110	Jesse Thomas, for clearing a piece of ground, making fences, &c. on the Peel Hall farm,	57	12
13,	143	John T. Sullivan, for 100 quills,	2	50
14,	110	By this amount paid in prosecution of the improvements on the square,	37,527	75
	111	By this sum paid Wm. Stephens, county treasurer, on account of the collat. inheritance tax on the personal estate,	75,000	00
15,	144	Philadelphia Library Company annual payment on 1 share,	4	00
	145	John T. Sullivan, for half a quire of paper,		50
		By the following sums, being together the amount of interest due on Caroline Lallemand's legacy up to the period at which it was invested, viz:		
	71	paid J. Y. Clark, guardian, on account, on the 6th Oct. 1832, $600 00		
		paid for recording mortgages and for certificates of assent of Orphan's Court to investments of said legacy, 8 50		
	78	paid J. Y. Clark, guardian, balance, (on the 12th Feb. 1833,) 459 75		
		$1,068 25		
		less this sum received of Robert Andrews, for interest from 10th to 29th Nov., 1832, on $9,000, part of said legacy 23 75	1,044	50
		By this sum, being the amount of trust funds specified in Schedule A, hereunto annexed,	87,289	78
		By commissions allowed to the Executors for their care and trouble in the settlement of this estate, viz:		
		on $2,777,863 66, at 2½ per cent. $69,446 58		
		on 1,886,756 14, at 5 per cent. 94,337 80	163,784	38
		Balance due the estate,	470,451	40
			4,664,619	80

Dr.

			Dolls. Ct.
1833.		Amount brought forward,	4,664,619 80
		Amount carried forward,	4,664,619 80

The Executors, being severally sworn or affirmed, say that this account, as it stands, stated and settled, both as to the charge and discharge thereof, is just and true, to the best of their knowledge and belief.

TIMOTHY PAXSON,
THOMAS P. COPE,
JOSEPH ROBERTS,
W. J. DUANE,
JOHN A. BARCLAY.

Sworn and affirmed before me, May 25th, 1833.

J. HUMES, *Register*.

SCHEDULE

Showing the cost of the Real Estate of the late Stephen Girard, purchased between the years 1795 and 1832, viz.

	Dolls.	*Ct.*
Cost of the real estate in the City and Liberties, including Banking house and Bank estate,	1,291,198	53
Cost of the real estate in Passyunk and Moyamensing townships,	230,944	45
	1,522,142	98
Cost of 200,870 arpens or acres of land in Ouachita county, Louisiana,	42,680	91
Cost of 29,494 3-4 acres of coal land in Schuylkill county,	175,246	32
Cost of 6,000 acres of land in Erie county,	1,764	25
	1,741,834	46
Amount of the personal property which has passed through the hands of S. Girard's Executors, up to this date, as per account filed with the Register,	4,577,330	02
Cost of the real estate as above,	1,741,834	46
	6,319,164	48
Assessed value of the real estate in the City and County of Philadelphia, for the purpose of ascertaining the collateral inheritance tax thereon :		
Walnut ward,	167,000	00
Pine ward,	119,300	00
Middle ward,	285,776	00
Chesnut ward,	69,500	00
High street ward,	293,480	00
Passyunk township,	94,410	00
Unincorporated part of Penn Township,	30,000	00
First ward, Spring Garden,	16,500	00
Third ward, Spring Garden,	2,400	00
Sixth ward, Northern Liberties,	88,300	00
Moyamensing township,	16,965	00
South Mulberry ward,	6,000	00
	1,189,631	00

Philadelphia, May, 1833.

[E]

Timothy Paxson, Thomas P. Cope, Joseph Roberts, William J. Duane and John A. Barclay, Executors of Stephen Girard, deceased, in Second Account with his Estate.

Dr.

1833.				*Dolls.*	*Ct.*
May 15,	To balance brought from account No. 1.			470,451	40
21,	To this sum rec'd from Judge Bry of Ouachita, balance of his account, – – – – – –			146	17
June 1,	for draft on Baring, Brothers & Co., of London, for £7,500 stg., sold to John A. Brown & Co. at 8 1-4 p. c.	$36,083	33		
	34 days interest on same at 1 pr. ct.	$204	47		
	less 13 days discount at 4 per ct. per annum, paid Bank of North America,	48	38		
		$156	09	36,239	42
3,	from C. J. Wolbert, for nett proceeds of window and door frames, &c. from house corner of Twelfth and Market sts.			230	29
28,	from W. Zacharie & Co. by James Saul on account, –			4,279	85
29,	from R. Charles, for balance of his account, – –			41	02
July 19,	from M. Weaver & Son, for 6 hoes and 6 scrapers, –			4	50
Aug. 13,	for 10 cwt. 1 qt. 15 lbs old cast iron, – –	$10	38		
	for a quantity of wrought iron, – –	8	72	19	10
	from Bank of North America, for interest at 4 per cent. per annum, viz.				
21,	on $100,000 from 1 May to 18 July, 78 days,	$866	67		
	30,000 received 18 July.				
	on $70,000 from 18 July to 2 August, 15 days,	116	67		
	20,000 rec'd 2 August.				
	on $50,000 from 2 August to 9 August, 7 days,	38	88		
	20,000 rec'd 9 August.				
	on $30,000 from 9 to 21 August, 12 days,	40	00	1,062	22
27,	from John Struthers, on 391 lbs. old lead sold him on 20th April last, – – – – – –			19	55
	To difference between the appraised value and the amount of sale of a chronometer valued at $150, sold for $240, gain			90	00
	the appraised value and the amount of sale of a chronometer and spy glass valued at $200, sold for $300, gain			100	00
Oct. 1,	the appraised value and the amount of sale of a chronometer and two spy glasses valued at $160, sold for $250, gain, – – – – – –			90	00
8,	To this sum rec'd from Thomas Dougherty for 3 grubbing hoes and 1 crowbar and sledge, – – –			10	00
15,	from Bank of North America, for interest at 4 per cent. per annum :				
	on $100,000 from 30 June to 21 Aug. 52 days,	$577	78		
	20,000 rec'd 21 August.				
	on $80,000 from 21 Aug. to 14 Sept. 24 days,	213	33		
	20,000 rec'd 14 Sept.				
	on $60,000 from 14 to 21 Sept. 7 days,	46	47		
	20,000 rec'd 21 Sept.				
	on $40,000 from 21 Sept. to Oct. 15, 14 days,	106	67	944	45
				513,727	97

The Executors being duly affirmed and sworn, say that this account as it stands stated and settled, both as to the charge and discharge thereof, is just and true, to the best of their knowledge and belief.

Affirmed, sworn and subscribed before me, October 15th, 1833.
J. HUMES,
Register.

TIMOTHY PAXSON,
THOMAS P. COPE,
JOSEPH ROBERTS,
W. J. DUANE,
JOHN A. BARCLAY.

Cr.

1833.	f. r. b.		Dolls.	Ct.
May 15,		By this sum paid John Humes, Register, – –	37	50
20,	112	Thomas Wallace, collector, in full of State tax on personal property, assessed at $400,000 at 1 mill per dollar, –	4,000	00
25,	1	J. L. Fennimore, in full for 7th instalment on subscription to Philadelphia Exchange Company, – –	1,000	00
		the Girard Bank, for dis. on J. Gowen's note for $3,522 85,	91	57
		the Girard Bank, for discount on Lippincott, Richard's & Co's note for $2,009 97, – – – –	28	80
June 1,		John Humes, Reg. fees on filing Executor's acc't on 25th ultimo, – – – – – –	100	00
3,	2	Cook, postages last month, – – – –	2	68
10,	114	Van Sycle & Garrison, for 5 empty casks, for the woollens of the late S. Girard, – – – –	6	50
	114	S. P. Moore, in full for counting-house grate, –	8	02
18,	115	for subscription to National Intelligencer, (discontinued,)	5	00
24,	116	John Ducoing, for labour of himself and another, in packing up and removing the furniture of S. Girard, dec'd,	18	00
	116	J. Dunton, jr., in full for hogshead and crate for china and earthenware of late S. Girard, and for packing, –	4	25
29,	116	John A. Barclay, on account, – – –	100	00
	116	The Danville and Pottsville Railroad Company, for 7th instalment on 4,000 shares, – – –	20,000	00
July 2,	3	Cook, for postages of last month, – – –	3	43
12,	4	Dr. Mitchell, for medical attendance on S. Girard, –	10	00
20,	119	John Scattergood, for hauling furniture to the Girard banking house, – – – – – –	4	75
	118	the Danville and Pottsville Railroad Company, for 8th instalment on 4,000 shares, – – – –	20,000	00
27,	120	J. & C. Keen, ship-joiners, in full for their bills against the following ships, viz:		
		ship North America, $39 63		
		ship Rousseau, $19 07, and $4 00, 23 07		
		ship Helvetius, 8 32, and 85 20, 93 52	156	22
	119	Richard P. Cumming, for balance due him for work at Spruce street houses, – – – –	78	73
Aug. 7,	122	Com. Herald, for 3 months' subscription, due 20th March last, – – – – –	2	00
9,	123	Carey & Hart, for 13 vol. Encyclopædia Americana, –	2	25
12,	121	M. Bouvier, in full for hire of furniture carriage and labourers removing furniture to the Girard Bank, –	29	25
13,	5	Cook, for postages last month, – – –	2	94
26,	126	W. H. C. Riggs, in full for repairing two chronometers, and his commissions for selling the same, – –	52	00
27,	126	the Philadelphia Exchange Company, in full for the 8th and last instalment on 100 shares of stock in said company, – – – – –	1,000	00
31,		By value as per inventory of household furniture and plate removed from the dwelling of the late S. Girard, to the banking-house, – – – – –	4,050	63
	119	By this sum paid And. Fenton, for covering twelve ebony chairs and one sofa, – – – –	15	75
Sept. 5,	6	Cook, for postages of last month, – – –	2	89
9,	128	Luke Spencer and Jacob Craig, in full for beating carpets previous to their being placed in hogsheads, – –	4	00
17,	7	By this sum paid last bond for duties on coffee belonging to Captain Bardin, per ship North America, – –	41	00
21,	129	the Danville and Pottsville Railroad Company, for 9th instalment on 4,000 shares, – – – –	20,000	00
	8	By amount of John Ducoing's note to order of S. Girard, dated 31st October, 1831, at 6 months, included in inventory unpaid, – – – – –	515	33

Dr.

1838.		Dolls. Cts.
	Amount brought forward,	513,727 97
	Amount carried forward,	513,727 97

Cr.

1833.	*f. r. b.*		*Dolls Ct.*
Sept. 21,		By this amount paid in the prosecution of the improvement on the square as per receipt of the treasurer of the Girard trusts, – – – – – –	84,098 02
		By this sum paid the Danville and Pottsville Railroad Company, for 10th and last instalment on 4,000 shares in said company, – – – – –	20,000 00
		By certificate No. 207 dated 2d September, for 100 shares of stock in the Philadelphia Exchange Company, delivered to the Treasurer of the Girard Trust, per receipt, folio 135, for which accountants take credit on the sum of $2,000, this amount being charged to them, in inventory dated 31st December, 1832, being for two instalments on said stock paid by testator and appraised at –	2,000 00
		Commissions on $43,235 55, at 5 per cent., – –	2,161 77
		Balance carried to new account,	333,194 69
			513,727 97

CITY AND COUNTY OF PHILADELPHIA, *ss.*

I certify the foregoing to be a true copy of the Original Second Account, as filed in the Register's Office for the City and County of Philadelphia. Given under my hand and seal of office, this 4th day of December, A. D. 1833.

J. HUMES, *Register.* [L. S.]

[F]

Timothy Paxson, Thomas P. Cope, Joseph Roberts, William J. Duane and John A. Barclay, Executors of Stephen Girard, in Third Account with his Estate.

Dr.

		Dolls.	*Ct.*
1833.			
Oct. 15,	To balance brought from account No. 2.,	333,194	69
1834.			
Jan. 8,	To this sum received from J. W. Zacharie & Co., for balance of account due by them, – – – –	20,000	00
April 2,	from Bank of North America, for 60 days' interest on bond for $100,000 at 4 per cent. per annum, – –	666	67
May 20,	from Mr. Massey, being amount loaned by S. Girard, to sundry pilots, – – – – –	250	00
21,	from Bank of North America, for interest on bond for $100,000 due 30 July, 1833, – – –	3,054	35
June 20,	from Thomas D. Grover, for screw to draw bolts, –	25	00
30,	Interest received from Captain Crosby, for money advanced him, – – – – –	52	00
Oct. 31,	To this sum received for draft on Barings for £3,500 sterling, at 7 per cent. advance, – – –	16,644	43
1835.			
Feb. 4,	from bank of North America, for interest on bond for $100,000 due 29 August, 1833, – – –	5,716	67
Aug. 21,	for draft on Barings for £618 9*s.* 0*d.* sterling and interest £11 18*s.* 4*d.* together £630 7*s.* 4*d.* sold at 7 3-4 per cent. advance, with interest from 13 March, to this date, 161 days, – – – – – –	3,099	73
Sept. 16,	from Bank of North America, for interest on bond for $100,000 due 28 Sept., 1833, – – –	8,452	33
1836.			
Jan. 4,	Balance due the Executors, – – –	15,543	35
		406,699	12

The Executors, being duly affirmed and sworn, say, that this account as it stands stated and settled, both as to the charge and discharge thereof, is just and true, to the best of their knowledge and belief.

TIMOTHY PAXSON,
THOMAS P. COPE,
JOSEPH ROBERTS,
WM. J. DUANE,
JOHN A. BARCLAY.

Affirmed, sworn and subscribed before me, February 10th, 1836.
J. B. SEWALL, *Deputy Register.*

Cr.

1833.		*Dolls.*	*Ct.*
Oct. 23,	By this sum paid John Ecky, in full per rc. fol. 136, for award in his favour, – – – – –	537	97
Nov. 12,	Cash paid Bank U. S. for draft on Hottinguer & Co., order Madame Devize, which draft was handed over to Mr. Dannery, French Consul, as per his receipt on file, a frs. 5 30 pr. doll. (frs. 758 90,) – – –	143	19
16,	Geo. M. Dallas, Esq., attorney for plaintiff, in full for debt and costs of suit, &c., D. Mayland, *vs.* S. Girard's Executors pr. receipt on file, – – – –	338	25
21,	Cash paid J. Roberts, for so much paid by him, for counting house stove coal per bill and receipt, – –	16	62
	Cash paid on 23d ult. for 1 cord of wood for counting-house fol. 137, – – – – – –	5	46
Dec. 4,	T. P. Cope, for postages paid by him, – –	1	25
1834.			
Jan. 6,	paid Wm. Hyde, in full for paper pr. fol. 146, –	3	25
Feb. 4,	C. C. Biddle, in full for drawing sundry papers for services, &c., relative to French stock, fol. 152, – –	11	00
19,	paid C. Stevenson in full for exemplifications of sundry deeds, relative to the coal lands in Schuylkill county, fol. 154, – – – – – –	37	70
April 14,	paid J. A. Clayatly, for P. E. Frival, in full for award of arbitrators in the case of Frival *vs.* the Executors, folio 160, – – – – – –	513	33
Nov. 27,	paid J. R. Ingersoll, on account of J. H. Robeyot's estate, folio 188, – – – – – –	500	00
June 25,	paid Wm. J. Duane, for collateral tax on lands in Erie Co. per receipt of Geo. Moore, on file, – –	306	92
July 7,	By cash Wm. Stevenson, in full for taxes and fees for 1827 and 1828, on the lands in Kentucky, belonging to estate of S. G. fol. 173, – – – –	15	93
1835.			
Feb. 6,	paid J. R. Chandler, in full for advertising claret in N. Y. Evening Post, fol. 195, – – – –	3	25
Sept. 1,	paid A. D. Crosby, administrator to J. H. Robeyot's estate, in full for balance due said estate, fol. 23, – –	452	55
Nov. 9,	paid J. Ottinger, for collateral tax on lands in Schuylkill county per receipt on file, – – – –	887	77
	Amount paid for improvements on the square from 17 October, 1833, to 4 January, 1836, inclusive, –	402,924	63
	The charge of commission reserved for final account.		
		406,699	12
1836.			
Jan. 4,	By balance due the Executors of S. Girard, – –	15,543	35

CITY AND COUNTY OF PHILADELPHIA, *ss.*

I certify the foregoing to be a true copy of the original Third Account, as filed in the Register's Office for the City and County of Philadelphia.

Given under my hand and seal of office, this 10th day of December, A. D. 1836.

J. B. SEWALL, *Deputy Register.* [L. S.]

To the Honourable the Judges of the Circuit Court of the United States, in and for the Third Circuit, in the Eastern District of Pennsylvania, sitting in equity.

The petition of Etienne Girard and Françoise Fenelon Vidal, aliens to the United States, and citizens and subjects of the monarchy of France, humbly complaining, sheweth to this Honourable Court, that your orator and oratrix, on the twenty-sixth day of August, Anno Domini one thousand eight hundred and thirty-six, exhibited their original bill of complaint in this court, against the Mayor, Aldermen and Citizens of Philadelphia, as trustees, and against Timothy Paxon, Thomas P. Cope, Joseph Roberts, William J. Duane and John A. Barclay, executors of the last will and testament of Stephen Girard, late of the city of Philadelphia, deceased; and also, against John Hemphill, and Maria Antoinette, his wife, John Y. Clark and Henrietta, his wife, Caroline E. G. Haslam, wife of John Haslam, and Mark Richards, trustee of the said Caroline E. G. Haslam, all of which the said defendants are citizens of the United States, and of the State of Pennsylvania, as by a reference to the said original bill will more fully appear.

And your complainants further shew, that the said Mayor, Aldermen and Citizens of Philadelphia, and the said executors, after being served with process of subpœna, appeared and put in evasive answers to said bill; that none of the other defendants in the original bill have answered the same. And your complainants further shew, that they afterwards, to wit: on the eighth day of May, in the year one thousand eight hundred and thirty-seven, obtained leave from this Honourable Court, to file an amended bill, and no other or further proceedings have since been had in the suit.

Your orator and oratrix further shew, that amongst other things in their original bill, they have alleged and charged that the testator, Stephen Girard, by a supposed devise in his last will and testament, has in the first place appropriated two millions of dollars to the Mayor, Aldermen and Citizens of Philadelphia, in trust, for the erection and endowment of a college, for the maintenance and education of a class of orphans, attempted to be described by the said testator in his will.

And your orator and oratrix further state, that in their original bill, they set out that the said testator, in and by his will, after appropriating the two millions of dollars as aforesaid, by another supposed devise, dedicated the whole of the residuum of his real and personal estate, with certain exceptions mentioned in the said original bill, to the Mayor, Aldermen and Citizens of Philadelphia, in trust, for the progressive enlargement of said college, and that there are no other limitations to the number of orphans to be ultimately admitted into the said college, nor to the cost nor extent of the establishment, but the number and extent of the collegiate buildings and their appendages, that may from time to time be

erected within the entire area of forty-five acres and some perches of land, being a country seat called Peel Hall; so that in effect there is no devise over of any part of the said residuum of the real and personal estate of the testator, to any other use, purpose, or object, after deducting the appropriations that are excepted in the original bill, than the charity connected with the establishment of said college, except it be contingently, in case the said college establishment be not made, as it is contemplated to be, capable of absorbing the whole of the said residuum of the real and personal estate, intended to be devised in trust as aforesaid, as by a reference to the said original bill and exhibits, which your complainants pray may be taken as part of this bill, will more fully appear.

Your complainants suggest and insist to be available, that it will be decided, from a true exposition and construction of said will, which is submitted to the court, that it was the intention of the testator to dedicate the whole of the rents, issues and profits of his real estate in the City and County of Philadelphia, in trust, exclusively to the uses and purposes of the charity connected with said college, and not that the said real estate, or the rents, issues and profits thereof are to be contingently applied to any other use or purpose, unless it be to the payment of a rateable proportion of certain annuities charged on the real estate of the testator, in the State of Pennsylvania, by the eighteenth clause in his will.

And your orator and oratrix further aver and expressly charge, that the charity connected with the college, if the establishment is erected and managed according to the directions of the testator, and the necessary buildings constructed so as to fill up and improve the whole area of forty-five acres and some perches of land, will require and consume the whole of the residuum of his real and personal estate, attempted to be devised as aforesaid for the purposes of erecting, progressively enlarging, and perpetually maintaining said collegiate establishment, for the support and education of as great a number of orphans as the testator directs to be admitted therein, so that there will be no surplus of said residuum of his real and personal estate supposed to be devised in trust as aforesaid, to be appropriated to any other objects or purposes designated by the testator in his will. And your orator and oratrix aver, that there is no devise over for any other purpose upon any contingency of the said two millions of dollars, supposed to be devised to the Mayor, Aldermen and Citizens of Philadelphia, in trust, for the erection and endowment of said college, and that no part of said two millions of dollars, according to the will of the testator, can be applied in any event to any other use, purpose or object, except to the charitable objects depending upon the erection, endowment and perpetual support of said college. And your orator and oratrix aver and insist to be available, that the said supposed devise of two millions of dollars to the Mayor, Aldermen and Citizens of Philadelphia, in trust, for the erection and endowment of said

college, for the benefits of uncertain objects of charity, supposed to be intended by the testator, is void.

And your complainants maintain, that the Mayor, Aldermen and Citizens of Philadelphia, were, at the death of the testator, incapable of executing any such trust, or of taking and holding a legal estate for the benefit of others, and that whatever may be the capacity of said Mayor, Aldermen and Citizens of Philadelphia, to hold property for the use of others, or to execute a trust, the objects for whose benefit the said devise in trust is supposed to have been made, are indefinite, vague and uncertain, as will appear from an examination of said will; so that no trust is created that is capable of being executed, or is cognizable either at law or in equity, and no estate passed by said supposed devise, that can vest in any existing or ascertainable cestui-que trusts; that if the objects or persons for whose benefit the said devise is supposed to have been made, were susceptible of ascertainment, yet such beneficiaries, when ascertained, would be wholly incapable of transmitting their equitable title in perpetual succession, so that the said two millions of dollars, for want of a good and effectual devise, has descended by operation of the law governing descents in the State of Pennsylvania, and the treaty stipulations between France and the United States, to the heirs at law of Stephen Girard, the testator, according as such laws and treaty stipulations affect the rights of such of the heirs as are aliens and such as are citizens of the United States.

Your orator and oratrix expressly charge in their original bill, that the said supposed devise to the Mayor, Aldermen and Citizens of Philadelphia, in trust of the whole of the residuum of the real and personal estate of the testator, for the erection, progressive enlargement and perpetual support of said college, is void, and that your complainants were heirs at law of said testator, and each entitled to one third part of the estate of the testator, undisposed of or ineffectually disposed of by his last will, according to the law governing descents in the State of Pennsylvania, and the treaty stipulations between France and the United States; and that the testator at the time of his death left certain other heirs, namely, Maria Antoinetta, wife of John Hemphill, Henrietta, wife of John Y. Clark, and Caroline, wife of John Haslam, which said Maria, Henrietta and Caroline, are nieces of the said testator, and daughters of John Girard, late of Philadelphia, deceased, and they and their husbands, except the husband of said Caroline, are all made defendants to said bill, together with Mark Richards, who is the trustee of said Caroline, all of which said defendants are citizens of the State of Pennsylvania. And your orator and oratrix further allege that the last named heirs are the only persons entitled besides your complainants to any part of the real or personal estate of which the said testator died seised or possessed, and which remained undisposed of or ineffectually devised by his will.

And your complainants, as they are informed, verily believe and

expressly charge, that notwithstanding the invalidity of said supposed devise or devises in trust, the said Mayor, Aldermen and Citizens of Philadelphia, soon after the death of the testator, entered upon and possessed themselves of the two millions of dollars, supposed to be devised to them in trust for the erection and support of said college, and also of the whole of the residuum of the real and personal estate of the testator, supposed to be devised to them for the same purposes, and have ever since continued to hold and manage the same according to the terms of said supposed trust, or under the pretext of applying the said two millions of dollars, and the said residuum of the real and personal estate of the testator, to the supposed objects and purposes of said trust; that they have altogether refused to account to your complainants or to pay over to them any part of their distributive shares, either of the said two millions of dollars or of the residuum of the real and personal estate, to which they are entitled, but intending artfully and fraudulently to evade and baffle the reasonable and just claims of your complainants, and the relief prayed for in the original bill, they have neglected to answer fully, either as to the amount or value of the real or personal estate they have entered upon or received from the estate of the testator, under colour of said trust; and your complainants pray that in order to obtain the relief and equity prayed for, the said Mayor, Aldermen Citizens of Philadelphia, be compelled to answer and discover:

1.—Whether they have not received the two millions of dollars, supposed to be appropriated in the first instance by the testator to the erection and endowment of said college?

2.—How much of said two millions of dollars they have already expended in erecting said college?

3.—How much of said residuum of real and personal estate, supposed to be devised to them in trust, they have already received, and how much in value and amount they expect to receive in a due course of administration?

4.—In what counties and townships the real estate of the testator in Pennsylvania is situate; into how many distinct tracts of land the same is divided; with the patented name of each tract and the number of acres it contained, and the value of each tract according to the estimate they have fixed upon it?

5.—In what county or counties the real estate left by the testator in Kentucky is situate; the number of acres in the whole, and whether there are more tracts than one, and the probable or estimated value of such real estate; whether they did not enter into possession of said real estate in Kentucky; whether they have sold the same or part thereof; if not all, how much they have sold and for what price; how much money they have received from such sale or sales, and how much is stil due from such sales as they have made?

6.—What is the number of acres, where situate, and the estimated

value of the real estate of the testator in the State of Louisiana, devised to them in trust, and whether they have not taken possession of the same under colour of supposed trust?

7.—What amount of money they have expended in improving and building upon the square of ground in the city of Philadelphia, between High and Chestnut streets and Eleventh and Twelfth sts., and what is the annual amount of the rents, issues and profits thereof?

8.—Whether the expenses incidental to the said college establishment, in erecting buildings on the whole area of forty-five acres and some perches of land, at Peel Hall, and on the square of ground in the city of Philadelphia, according to the directions of the testator, and all the other expenses necessary for the perpetual maintenance of said college, and the objects of charity connected therewith, will not consume the whole of the residuum of the real and personal estate of the testator, and also the two millions of dollars supposed to be devised in trust for the uses of the college, without leaving any surplus to be applied to the contingent uses designated in the will of the donor?

9.—What amount of money or other property they have received from the executors since the death of the testator, under said supposed trust, and the balance now remaining in their hands, or how much of the same is loaned out, or to whom or where deposited for safe keeping?

And your orator and oratrix further pray, that the said Timothy Paxson, Thomas P. Cope, Joseph Roberts, William J. Duane, and John A. Barclay, upon their several oaths or affirmations, be compelled to answer and discover:

1.—What amount of money they have received as executors from the trustees appointed by the testator during his lifetime, to wind up and settle his banking concern?

2.—What amount of money or other property they have paid over to the Mayor, Aldermen and Citizens of Philadelphia, to go into the residuum of the real and personal estate supposed to be devised to them in trust?

3.—What amount of money remains in their hands to be paid over to said Mayor, Aldermen and Citizens of Philadelphia, according to the directions of the testator?

4.—Whether the Mayor, Aldermen and Citizens of Philadelphia, have not possessed themselves of all or part of the residuum of the real and personal estate, and what part in Pennsylvania, Louisiana, and Kentucky, supposed to be devised to them in trust by said testator, and are now engaged in managing the same for the purposes of said trust?

5.—Whether your orator and oratrix are not related to the testator in the manner and in the degrees of consanguinity stated in this bill, to the best of their knowledge and belief?

And your complainants pray that the said Mayor, Aldermen and Citizens of Philadelphia, the said Timothy Paxson, Thomas P.

Cope, Joseph Roberts, William J. Duane, and John A. Barclay, Mark Richards, and the other defendants to this bill, answer:

1.—Whether the matters and things charged in this bill are not true to the best of their knowledge and belief, and also the matters and things charged in the original bill.

2.—Whether your orator is not a brother to the said testator, Stephen Girard?

3.—Whether your oratrix is not a niece of the said testator, Stephen Girard?

4.—Whether the said Maria Antoinetta, Henrietta and Caroline are not neices to the said testator, Stephen Girard?

4.—Whether your orator is not the same person described by the testator in the ninth and tenth clauses of his will, as his brother Etienne Girard, residing in France?

5.—Whether your oratrix is not the same person described by the testator in the ninth and eleventh clauses of his will, as his niece Victorine Fenelon, residing in France, and daughter of his late sister, Sophia Girard Capayron, and whether the said Sophia is not deceased?

6.—Whether the said Maria Antoinetta, wife of John Hemphill, of Philadelphia, who, with her husband, is one of the defendants in this bill, is not the same person described by the testator in the twelfth clause of his said will, as his neice Antoinetta, married to Mr. Hemphill?

7.—Whether the said Henrietta, who with her husband, Dr. John Y. Clark, is one of the defendanst to this bill, is not the same person described by the testator, in the fourteenth clause of his will, as his niece Henrietta, married to Dr. Clark?

8.—Whether the said Caroline, wife of John B. Haslam, who, with her trustee, is made one of the defendants to this bill, is not the same person described by the testator, in the thirteenth clause of his will, as his niece Caroline, married to Mr. Haslam?

9.—Whether the said orator, Etienne Girard, is not the only brother of the testator now living?

10.—Whether the said oratrix, Françoise Fenelon Vidal, is not the only surviving child of said Sophia, the sister of the testator?

11.—Whether the said Maria Antionetta, Henrietta and Caroline, are not the only surviving daughters or children of John Girard, late of Philadelphia, deceased, brother to the testator?

12.—Whether your orator and oratrix, and the said Antoinetta, Henrietta and Caroline, were not the next of kin to the testator, Stephen Girard, at the time of his death?

13.—Whether the testator, Stephen Girard, left any child or children, or brother or sister, or child or children of deceased brothers or sisters, other than those named in this bill?

And your orator and oratrix pray that the said Mayor, Aldermen, and Citizens of Philadelphia be compelled, by order or decree of this court, to surrender to your complainants their respective shares

and proportions of said two millions of dollars, and also their due proportions and shares of the residuum of the real and personal estate of the testator, that may or has come into their possession, under colour of said void trust, as well as their proportional shares of the real estate of the testator, in the city and county of Philadelphia, and that the said executors be ordered and decreed to account and pay to your orator and oratrix, respectively, their due shares and proportions of all such assets, present and future, as prayed in their original bill, and that your orator and oratrix have such other and further relief in the premises as to this court may seem agreeable to equity and good conscience.

And that the United States writ of subpœna may issue, directed to the Mayor, Aldermen and Citizens of Philadelphia, as trustees, and to Timothy Paxson, Thomas P. Cope, Joseph Roberts, William J. Duane, and John A. Barclay, executors of the last will and testament of Stephen Girard, late of the city of Philadelphia, deceased, and also to John Hemphill and Maria Antoinetta, his wife, John Y. Clark, and Henrietta his wife, Caroline E. G. Haslam, wife of John Haslam, and Mark Richards, trustee of the said Caroline, all of whom are citizens of the State of Pennsylvania, commanding them, at a certain day and under a certain penalty therein to be named, to be and appear before this Honourable Court, then and there to answer the premises and to stand and abide such order and decree therein as this Honourable Court shall deem agreeable to equity and good conscience, and your orator and oratrix shall ever pray.

THOMAS KITTERA, *Solicitor for Complainants.*
JAMES M. BROOM, *Solicitor for E. Girard.*

In the Circuit Court of the United States, in and for the District of Pennsylvania, in the Third Circuit.

The answer of Timothy Paxson, Thomas P. Cope, Joseph Roberts, William J. Duane, and John A. Barclay, executors of Stephen Girard, deceased, to the amended bill of complaint of Etienne Girard and Françoise Fenelon Vidal, complainants.

These defendants, saving and reserving to themselves all and all manner of benefit, and advantage of exception to the errors, insufficiencies, uncertainties and other imperfections and defects in the said complainants' said amended bill of complaint contained, for answer thereunto, or unto so much thereof as they are advised is material or necessary for them to make answer unto; they, these defendants, answer and say, that to all and singular the matters and things alleged and charged in the complainants' said amended bill of complaint, and to all the interrogatories therein propounded to these defendants, so far as they know, have heard or believe, they, these defendants, have already answered and without evasion, in their answer to the complainants' bill of complaint, and the exhibits annexed to their said answer, and prayed to be taken as part

thereof, save and except that the further doings of the said executors are herewith presented, in the two accounts of their administration, which have been filed by them since their former answer, true copies of which are hereunto annexed, marked A and B, which they pray may be taken as part of this their answer; without that, that any other matter or thing in the said complainants' said amended bill of complaint contained, material or effectual for these defendants to make answer unto, and not already before pleaded and answered, confessed or avoided, traversed or denied, is here, all *to* which matters and things these defendants are ready to aver, maintain, and prove, as this Honourable Court shall award and direct, and humbly pray to be hence dismissed with their reasonable costs and charges in this behalf sustained.

TIMOTHY PAXSON,
THOMAS P. COPE,
JOSEPH ROBERTS,
W. J. DUANE,
JOHN A. BARCLAY.

Timothy Paxson, and Thomas P. Cope, being duly affirmed, and Joseph Roberts, William J. Duane, and John A. Barclay, being duly sworn according to law, severally say that the foregoing answer by them subscribed is, as they verily believe, just and true.

TIMOTHY PAXSON,
THOMAS P. COPE,
JOSEPH ROBERTS,
W. J. DUANE,
JOHN A. BARCLAY.

Sworn and affirmed to and subscribed, the fourth day of September, A. D. 1838.

WILLIAM MILNOR, *Alderman.*

[EXHIBIT A.]

Timothy Paxson, Thomas P. Cope, Joseph Roberts, Wm. J. Duane and John A. Barclay, Executors of Stephen Girard, in a Supplementary Account with his Estate.

Dr.

				Dolls.	Ct.
1836.					
Mar. 16,	To this sum rec'd from Commissioners of Girard Trust,	–		50,000	00
April 15,	do. do. do. do.	–		20,000	00
May 4,	from Baring, Brothers & Co. – – – –			28	76
	Interest rec'd from Bank of North America to this date,			11,460	00
July 6,	To this sum rec'd from French indemnity,	– –		115	42
8,	Commissioners of Girard Trust,	– – –		10,000	00
Aug. 26,	do. do.	– – –		10,000	00
Sept. 26,	French indemnity,	– – – –		111	79
Oct. 10,	Commissioners of Girard Trust,	– – –		15,000	00
31,	do. do.	– – –		5,000	00
Nov. 7,	do, do.	– – –		5,000	00
28,	do. do.	– – –		5,000	00
Dec. 19,	do. do.	– – –		5,000	00
1837.					
January,	amount of inventory filed, – –	$280,020 46			
	less amount of protested notes, – –	179,969 84			
				100,050	62
Feb. 2,	To this sum rec'd from Bank of Pennsylvania, 6 mos. interest on $71,285 77, 5 per cent. stock, – – –			1,782	14
Mar. 25,	To this sum received from L. Veron & Co. for account of S. Simmons, – – – – –	$36			
	do. do. J. Simmons, –	45			
				81	00
April 1,	Interest from Bank of North America to 31 ult. –			3,108	07
				241,737	80
April 1,	To balance as per contra, – – – –			5,651	09

Cr.

		Dolls. Ct.
1836.		
Jan. 4,	By balance due Executors, as per account filed, – –	15,543 35
	Commission on $57,961 08 not charged in said account but reserved for this, a. 5 per ct. – – –	2,898 05
	this sum paid H. Binney, Esq., June 17, 1833, for professional services, – – – – –	200 00
Mar. 28,	paid John Humes, pr. receipt, fol. 41, – – –	125 50
1837.		
Jan. 11,	Wm. M. Meredith, Esq. retaining fee in Kenton *vs.* Girard's Executors, – – – – – –	50 00
23,	expenses incurred for boxes, &c. used in packing the books of S. Girard's bank, – – – – fol. 69,	21 01
14,	Benjamin Jones, Jr. treasurer of Girard Trust, in a draft on the Bank of North America, – – – fol. 68,	25,000 00
Mar. 31,	A gold watch included in the inventory filed in the Register's office January, 1837, deposited with personal effects of the late Stephen Girard, appraised in inventory at –	100 00
	this sum paid John Gest, Register, in full, – fol. 77,	17 60
April 1,	amount paid for improvements on the square from March 16, 1836, to this date, – – – fol. 76,	186,610 68
	Commission on $116,737 80 a. 5 pr. ct. $5,836 89, less 5 pr. ct. commission on $6,327 50, said sum being the amount which certain goods sold for less than their appraisement as pr. account filed May 25, 1833, – 316,37	5,520 52
	Balance,	5,651 09
		241,737 80

COMMONWEALTH OF PENNSYLVANIA, *City and County of Philadelphia, ss.*

Register's Office, April 6, 1837, then personally came the Executors in the above account named, and the two first on their solemn affirmations, and the three last on their solemn oaths, did declare, depose and say, that the aforegoing account as it stands stated and settled, both as to the charge as well as to the discharge thereof, is just and true, to the best of their knowledge and belief.

Affirmed, sworn and subscribed before me,

JOHN GEST,
Register.

TIMOTHY PAXSON,
THOMAS P. COPE,
JOSEPH ROBERTS,
WM. J. DUANE,
JOHN A. BARCLAY.

Certified to be a true Copy of the Account as sent up by the Register to the Orphan's Court.

CHARLES S. COPE, [L. S.]
Deputy Clerk, Orphan's Court.

August 16, 1838.

[EXHIBIT B.]

Timothy Paxon, Thomas P. Cope, Joseph Roberts, Wm. J. Duane and John A. Barclay, Executors of Stephen Girard, in Account with his Estate.

Dr.

				Dolls. Ct.
1837.				
April 1,	To balance of account of this date, – –		$5,651 09	
	Add amount of commissions deducted by Auditors on first account, – – –		59,135 11	
	do. do. second account,		648 52	
	do. do. third account,		869 41	
	do. do. 4th account, 1,656 18, 2,525 59,		62,309 22	
				67,960 31
June 27,	To this sum received from Houpt's estate under preference by A. Rash, – – – – – –			888 45
	To this sum received from French indemnity, – –			22 93
Aug. 12,	To six months' interest received on $71,285 77, 5 pr. cts.			1,782 14
	To six months' interest received on 4,000 00, city 5 pr. cts.			100 00
17,	To 9 months' interest received from Mount Carbon Railroad Co. – – – – – –			900 00
1838.				
Jan. 3,	To three months' interest do. do. to 1st Nov. last,			300 00
Feb. 15,	To 6 months' do. on $71,285 77, 5 per cents.			1,782 14
March 9,	To 6 months' do. 4,000, city 5 per cents.			100 00
June 19,	To profit on sale of $16,660 01, Pennsylvania 5 per cents. of 1858, – – – – – –			356 09
Aug. 9,	To 6 months' interest on $4,000, city 5 per cents. –			100 00
	To 6 do. 22,945 61, Pennsylvania 5 p. cts.			573 64
10,	To this sum received on account of French indemnity,			53 42
				74,919 12
1838.				
July 1,	To balance in the hands of the Executors, – –			35,437 14
	The Executors state that the following claims have been made upon the estate and are in suit, viz.			
	Miss Mary Renson, about – –		$10,000 00	
	Wm. Ingram, – – – –		500 00	
	John Y. Clark,			
	Charles Ellit and wife, $15,000, and damages $10,000, – – – –		$25,000 00	
	the heirs of S. Girard,			
	there are of outstanding bank notes to be redeemed, – – – –		$6,602 50	
	balance due to depositors in the late bank of S. Girard, – – – –		$4,507 17	
	And also, that John A. Barclay, one of the Executors, claims to retain out of the above balance a commission of one and a half per cent. on amount expended in the building on the lot in conformity to a resolution of councils of 3d May, 1832, viz.			
	per 1st acct. filed by Executors, $80,429 35,			
	and $37,572 75, – – –		118,002 10	
	2d do. $84,098 02,			
	per 3d account, 402,924 63,		487,022 65	
	4th acc't filed by Executors, 186,610 68,			
	5th acc't – – 7,767 87,		194,378 55	
			799,403 30	
	a 1 1-2 per cent, – – – –		11,991 04	

And the Executors submit that the balance in their hands is subject to such of the above claims as may be legally substantiated.

Cr.

1837.		Dolls.	Ct.
May 4,	By this sum paid Mary Ann Napier, late Hesley, in full for freedom suit, per receipt, – – fol. 78½,	25	00
24,	do. paid Clerk Orphan's Court, for official copies of accounts, – – – – fol. 79,	6	00
Aug. 26,	do. paid H. Binney, Esq., for professional services, fol. do.	250	00
1838.			
Feb. 28,	do. paid Wm. Rawle, Esq., expenses of audit, fol. 80,	1,303	25
April 23,	do. paid Girard Bank, to redeem a like amount of testator's bank notes, – – – – –	245	00
June 18,	do. paid C. Chauncey, Esq., for profes'nal services, fol. 81,	1,000	00
21,	do. paid George W. South, County Treasurer, on account of collateral inheritance tax, – – fol. 82,	15,000	00
July 1,	do. paid for improvements on the square, – fol. do.	7,767	87
	do. being amount of commission charged by Executors on stocks held in trust by testator, heretofore passed to the credit of the residuary legatees in first account filed by Executors, $521 23, interest thereon from 1st May, 1833, to 15th August, 1838, 5 years, 3 months, 15 days, – – $165 49	686	72
Aug. 15,	do. Balance of interest due Executors, as per statement annexed, – – – – –	12,954	59
	do. commission on $6,958 81, at 3 1-2 per cent., –	243	55
	Balance,	35,437	14
		74,919	12

STATEMENT OF INTEREST.

Amount of commission charged by Executors, in first account, – – – –	$163,784 38	
less amount deducted by Auditors, –	59,135 11	
amount of commission on 1st account,	$104,649 27	
interest on $104,649 27, from Jan. 1st, 1833, to August 15th, 1838, 5 years, 7 months, 15 days, –		35,319 13
amount of commission on 2d account,	$2,161 77	
less amount deducted by Auditors, $648 52, $1,513 25, am't commission 2d account, –		
interest on $1,513 25, from July 1st, 1833, to Aug. 15th, 1838, 5 years, 1 month, 15 days, – –		465 32
amount of commissions on 3d account,	$2,898 05	
less amount deducted by Auditors, $869 41, $2,028 64 amount commission on 3d account, –		
interest on $2,028 64, from 1st October, 1833, to 15th August, 1838, 4 years, 10 months, 15 days, –		593 87
amount of commission on 4th account,	$5,520 52	
less am't dedu'ted by Auditors, $1,656 18, $3,864 84 amount commission on 4th account, –		
interest on $3,864 34, from January 1st, 1837, to Aug. 15th, 1838, 1 year, 7 months, 15 days, –		376 77
		36,754 59
from which deduct interest on $80,000, from 1st Sept., 1833, to 15th Aug., 1838, 4 years, 11 mos. 15 days,		23,800 00
balance of interest due Executors, to 15 August, 1838,		12,954 59

COMMONWEALTH OF PENNSYLVANIA, *City and County of Philadelphia, ss.*

Register's Office, August 15th, 1838, then personally came the Accountants above named, and on their several depositions, did depose, declare and say, that the said account as it stands stated and settled, both as to the charge and discharge thereof, is just and true, to the best of their knowledge and belief.

Sworn, affirmed and subscribed before me, CHARLES THOMSON JONES, *Deputy Register.* } TIMOTHY PAXON, THOMAS P. COPE, JOSEPH ROBERTS, W. J. DUANE, JNO. A. BARCLAY.

COMMONWEALTH OF PENNSYLVANIA, *City and County of Philadelphia, ss.*

I certify the aforegoing writing to be a true copy of the settlement of the estate of Stephen Girard, deceased, as filed in the Register's Office, in and for the City and County of Philadelphia.

Given under my hand and seal of office, this, the seventeenth day of August, A. D. one thousand eight hundred and thirty-eight, 1838.

CHARLES THOMSON JONES, [L. S.]
Deputy Register.

To the Honourable the Judges of the Circuit Court of the United States, in and for the Eastern District of Pennsylvania, sitting in equity.

The bill of François Fenelon Vidal, an alien to the United States of America, and a citizen and subject of the monarchy of France, John Fabricius Girard, Margueritte Palmiere Girard, and her husband, Henry Louis Lardy, Anne Henrietta Pelagie Girard, and her husband, John Devais Dumaine, John Auguste Girard, Marie Celeste Girard, and her husband, François Louis De Roux, and Madelaine Henrietta Girard, Margueritte Chloe Girard, and Anne Stephanie Girard, an infant, who appears by her next friend, John A. Girard, who is an alien to the United States, and a citizen of France; all of which above named plaintiffs are aliens to the United States of America, and citizens and subjects of the monarchy of France, and all of the full age of twenty-one years, except the said Anne Stephanie, and Henry Stump, a citizen of the United States and of the State of Maryland:

Humbly complaining, sheweth unto your honors, that the above named François Fenelon Vidal, and Etienne Girard, also an alien to the United States of America, and late a citizen and subject of the monarchy of France, but now deceased, on or about the 26th day of August, in the year 1836, exhibited their original bill of complaint in this Honorable Court, against the Mayor, Aldermen, and Citizens of Philadelphia, and against Timothy Paxson, Thomas P. Cope, Joseph Roberts, William J. Duane, and John A. Barclay, executors of the last will and testament of Stephen Girard, late of Philadelphia, deceased, and against John Hemphill, and Maria Antoinette, his wife, John Y. Clark, and Henrietta, his wife, Caroline E. G. Haslam, wife of John B. Haslam, and Mark Richards, the trustee of said Caroline; all of which said defendants are citizens of the United States, and of the State of Pennsylvania; which said John B. Haslam has since died, intestate, without leaving any heirs or representatives entitled to any portion of the estate of said Stephen Girard. In which said original bill, the complainants aforesaid stated such several matters and things as are therein for that purpose more particularly mentioned and set forth, as by reference to said original bill, remaining on record in this Honourable Court, will more fully appear; and prayed that said defendants might, upon their several corporate oaths, full, true, and perfect

answers make, to all and singular the matters and things in said original bill contained, as fully and particularly as if the same were therein repeated and particularly interrogated; and especially, that they might answer and discover whether said complainants, Etienne Girard and François Fenelon Vidal, were not such heirs at law and next of kin of the said testator as they described themselves, and whether they and the defendants named and described as citizen heirs and next of kin of the said testator, were not the only persons entitled to claim, as heirs at law, a partition of the real estate of said testator, in case any such estate, real or personal, should be found not disposed of, or not effectually disposed of by his said will. That the said Mayor, Aldermen, and Citizens of Philadelphia might answer and discover what real estate the said testator died seised of, and where the same is situate, and the real value of the same; more especially, what real estate he died seised of within the limits of Pennsylvania, the aggregate value thereof; what of such real estate they claim or have entered into the possession as claiming the same, under the supposed residuary devise in trust to them, the aggregate value thereof, where situate in said State, and the yearly rents, issues and profits of the same; what monies, effects, securities and personal or mixed property or estate they have received from the said other defendants, the executors, as in fulfilment of such supposed residuary devise, and what has become of such real and personal estate, and the interest and income thereof; that they be compelled, by order or decree of this court, to set apart and surrender to said complainants in said original bill, respectively, their due shares and proportions of such real estate, and to account to them for their due shares and proportions respectively, of the rents, issues and profits of the same, since the death of the testator, and that the said defendants, the said citizen heirs of the testator, be decreed to quit claim to the complainants in said original bill, such parts and parcels of said real estate as, upon a due partition thereof, should be found the just shares and proportions of said complainants, respectively; and that the other of said defendants, the above named executors of said will, answer and discover what monies, stocks, securities, effects, personal property or assets, of any kind or description, were left by the testator at his death; what, and how much of the same had come to their hands to be administered, or were likely to fall as assets into their hands to be administered thereafter; what had become of the same, and in whose hands the same then were, of what consisting, and how administered or disposed of since the death of the testator; and that the last mentioned defendants be decreed to account and pay to the complainants, respectively, their due shares and proportions of all such assets, present and future, and of all the increments of the same since the death of the testator, and that the said complainants might have such further and other relief in the premises, as to this court might seem agreeable to equity and good conscience.

And that it might please the court to grant them the proper and usual writ or writs of subpœna, &c., to be directed to the Mayor, Aldermen, and Citizens of Philadelphia; to the said Timothy Paxson, Thomas P. Cope, Joseph Roberts, William J. Duane, and John A. Barclay, executors as aforesaid; to the said Mark Richards, trustee, as aforesaid, and to the said John Hemphill and Maria A., his wife, John Y. Clark and Henrietta, his wife, and John B. Haslam and Caroline, his wife, commanding them severally and respectively to be and appear at a certain day, and under a certain pain therein to be specified, and personally to be and appear before your honours, in this honorable court, and then and there to answer all and singular the premises aforesaid, and to stand to, abide and perform such order, direction, and decree therein, as to your honours should seem meet.

And your complainants further state, that process of subpœna was issued from this honourable court, against the said defendants to the original bill, to appear in said court and answer the premises; and some of them being served therewith, appeared accordingly.

That the said Mayor, Aldermen, and Citizens of Philadelphia, after being served with the process aforesaid, appeared, and on or about the twentieth day of January, in the year eighteen hundred and thirty-seven, answered the said original bill; that the said Timothy Paxson, Thomas P. Cope, Joseph Roberts, William J. Duane and John A. Barclay, executors of the said will of said Stephen Girard, being served with the process, appeared, and on or about the thirty-first day of January, in the year eighteen hundred and thirty-seven, answered said bill as by the said original bill and answers remaining on record in this honourable court, relation being thereto had, will more fully and at large appear. That the other defendants, to wit: the said John Hemphill and Maria Antoinetta, his wife, John Y. Clark and Henrietta, his wife, John B. Haslam and Caroline, his wife, and Mark Richards, trustee of said Caroline, have not appeared and answered the said original bill.

And the complainants in this bill further shew, that the complainants in the original bill caused this honourable court to be moved, that they might have leave to file an amended bill; and that in pursuance of such leave, on or about the eighth day of March, in the year eighteen hundred and thirty-eight, they filed their amended bill for the purpose of stating matters and things inadvertently omitted in their original bill, and not for the purpose of making any new parties to the bill, or introducing any matter that had happened since the filing of the original bill, thereby stating such several matters and things as are therein for that purpose more particularly mentioned and set forth, as by the said amended bill remaining on record in this honorable court, reference being thereto had, will more fully appear.

And praying this honorable court that the said Mayor, Alder men, and Citizens of Philadelphia, be compelled, by order or

decree of this court, to surrender to your complainants their respective shares and proportions of two millions of dollars, and also their due proportions and shares of the residuum of the real and personal estate of the testator, that may, or has come into their possession, under colour of said void trust, as well as their proportional shares of the real estate of the testator, in the City and County of Philadelphia; and that the said executors be ordered and decreed to account and pay to your complainants in said amended bill, respectively, their due shares and proportions of all such assets, present and future, as prayed in their original bill; and that said complainants to said amended bill have such other and further relief in the premises, as to this court might seem agreeable to equity and good conscience.

And that the United States' writ of subpœna might issue, directed to the Mayor, Aldermen, and Citizens of Philadelphia, as trustees, and to Timothy Paxson, Thomas P. Cope, Joseph Roberts, William J. Duane and John A. Barclay, executors of the last will and testament of Stephen Girard, late of the City of Philadelphia, deceased; and also, to John Hemphill and Maria Antoinetta, his wife, John Y. Clark and Henrietta, his wife, Caroline E. G. Haslam, wife of John B. Haslam, and Mark Richards, trustee of the said Caroline, all of whom are citizens of the State of Pennsylvania, commanding them at a certain day, and under a certain penalty therein to be named, to be and appear before this honourable court, then and there to answer the premises, and to stand and abide such order and decree therein, as this honorable court should deem agreeable to equity and good conscience; all which will more particularly, and at large appear, reference being had to the said original bill, and the answers thereto, and the said amended bill, and the proceedings in said cause, as of record or on file in this court; to all and singular of which these complainants refer, and pray that the same be taken as parcel and part thereof. But so it is, may it please the honourable court, before any other proceedings were had in the cause, the said Etienne Girard, one of the complainants in the original bill, died intestate, whereby the said suit and proceedings became abated, leaving at the time of his death no widow, but the following children, who are his heirs at law, namely: John Fabricius Girard, Margueritte Palmire Girard, who intermarried with Henry Louis Lardy, Ann Henrietta Pelagie, who is intermarried with said John Devais Dumaine, John Auguste Girard, Marie Celeste, who intermarried with François Louis De Roux, Madelaine Henrietta Girard, who is a feme sole, Margueritte Chloe Girard, who is a feme sole, and Anne Stephanie Girard, who is a feme sole, all of which said children of Etienne Girard, and their barons aforesaid, the complainants in this bill, are aliens to the United States of America, and citizens and subjects of the monarchy of France, and are the only children and heirs at law that the said Etienne Girard left at the time of his death. And your complain-

ants further show to this honourable court, that since the death of said Etienne Girard, to wit, on the seventh day of July, in the year eighteen hundred and thirty-eight, letters of administration of the personal goods and chattles, rights and credits, which were of the said Etienne Girard, at the time of his death, in the Commonwealth of Pennsylvania, have been granted to the said Henry Stump, attorney at law, of the City of Baltimore, who is a citizen of the State of Maryland, by the register for the probate of wills and granting letters of administration in and for the City and County of Philadelphia, in the Commonwealth of Pennsylvania, by virtue whereof the said Henry Stump is become entitled to the personal estate of the said Etienne Girard, in the State of Pennsylvania, and your plaintiffs are advised that they are entitled to have said suit and proceedings revived, and to be put in the same plight and condition as they were at the time of the abatement thereof, as aforesaid. To the end, therefore, that the said bills and answers, and all the proceedings thereon, so abated as aforesaid, may stand revived against the said defendants, and be in the same plight, state and condition as the same were at the time of the abatement thereof, may it please this honourable court, to grant unto these plaintiffs writs of subpœna ad revivendum, to be directed to the said Mayor, Aldermen, and Citizens of Philadelphia; to the said Timothy Paxson, Thomas P. Cope, Joseph Roberts, William J. Duane and John A. Barclay, executors, as aforesaid; to the said John Hemphill and Maria Antoinetta, his wife, John Y. Clark and Henrietta, his wife; to Caroline E. G. Haslam, widow of John B. Haslam, and Mark Richards, the trustee of said Caroline, thereby commanding them, respectively, at a certain day, under a certain pain therein to be limited, personally to be and appear before this honourable court, then and there to shew cause (if any they can), why the said proceedings, so abated as aforesaid, should not be revived, and be in the same plight, state and condition, as the same were in at the time of the abatement thereof, and your said plaintiffs be further relieved in the premises, as to this court may seem agreeable to equity and good conscience.

JAMES M. BROOM, *for J. F. Girard and others.*
TH. KITTERA, *for Compts.*

To the Honourable the Judges of the Circuit Court of the United States, in and for the Eastern District of Pennsylvania, sitting in equity.

The joint and several answer of John Hemphill and Maria Antoinetta, his wife, John Y. Clark and Henrietta, his wife, Caroline E. G. Haslam, widow of John B. Haslam, and Mark Richards, trustee of said Caroline, six of the defendants to the original and amended bill of Etienne Girard, late a citizen of France, but since deceased, and Françoise Fenelon Vidal, a citizen of France, and

also their answer to the bill of revivor of said François Fenelon Vidal, John Fabricius Girard, Margueritte Palmiere Girard, and her husband, Henry Louis Lardy, Ann Henrietta Pelagie Girard, and her husband, John Devais Dumaine, John Auguste Girard, Marie Celeste Girard, and her husband, Françoise Louis De Roux, Madelaine Henrietta Girard, Margueritte Chloe Girard, Anne Stephanie Girard, and her next friend, John A. Girard, and Henry Stump, administrators of Etienne Girard.

These respondents answer and say, that true it is, as stated in the original bill of said complainants, Etienne Girard and Françoise Fenelon Vidal, that Stephen Girard, late of Philadelphia, died at his residence, in said city, on the 26th day of December, Anno Domini 1831; that during his lifetime he made a paper writing, purporting to be his last will and testament, bearing date the 16th day of February, A. D. 1830; and also a paper, purporting to be a republication thereof, bearing date on the 25th day of December, A. D. 1830; and also a writing, purporting to be a codicil thereto, bearing date the 20th day of June, A. D. 1831; and that he appointed the executors named in said bill, who took upon themselves the execution of said will.

That your respondents believe that all the matters of fact set forth in said original, and also in the said amended bill and bill of revivor, are true, as therein stated; and these respondents submit to the opinion of this honourable court, for the true exposition and construction of said will, and every part thereof, whereas they are advised such matters are properly cognizable.

These respondents further say, that true it is, as stated in the original bill, that said Etienne Girard, one of the complainants therein, was the brother of the said Stephen Girard, of the whole blood, and entitled, as they are advised, to one third part of the real and personal estate of the said testator, in the State of Pennsylvania, so far as the same remains undisposed of, or ineffectually disposed of, by the will of said testator, according to the descent law of the State of Pennsylvania, and the treaty stipulations betwixt the United States and France; that said Etienne Girard was the only brother that the said testator left, at the time of his death, and that he was an alien to the United States, and a citizen and subject to the monarchy of France; that said Etienne Girard is since deceased, leaving the children, named as such in the bill of revivor, and no others, his heirs at law, all of whom, with their husbands and next friend, also therein named, are aliens to the United States, and citizens and subjects of the monarchy of France. That the said Henry Stump, named in the bill of revivor, is the administrator of said Etienne Girard, deceased, and entitled, as these respondents are advised, to the personal estate of said Etienne, in the Commonwealth of Pennsylvania, which said Henry is a citizen of the State of Maryland, and of the United States of America.

And these respondents further state, that the said Françoise Fenelon Vidal, the other complainant in the original and amended

bill, and also, one of the plaintiffs in the bill of revivor, filed in this cause, is a niece of the said testator, Stephen Girard, being the only living child and heir at law, or descendant, of Sophia Girard Capayron, a sister of said Stephen Girard, of the whole blood, which said Françoise is the widow of Louis Vidal, deceased, and at this time a feme sole, and an alien to the United States, and a citizen and subject of the monarchy of France, and entitled, as these respondents are advised, to one third of the estate of said Stephen Girard, the testator, undisposed of, or ineffectually disposed of, by his will, according to the descent law of Pennsylvania, and the treaty stipulations betwixt the United States and France.

And these respondents further state to this honourable court, that the said Maria Antoinetta, wife of John Hemphill, Henrietta, wife of John Y. Clark, and Caroline E. G. Haslam, are nieces of said testator, Stephen Girard, being the only remaining children, or descendants, of John Girard, deceased, a brother of the whole blood, aforesaid, of Stephen, the testator, and entitled, as they are advised, to one third of the real and personal estate of said testator, undisposed of by his will, according to the descent laws of the Commonwealth of Pennsylvania; which said Maria Antoinetta, John Hemphill, Henrietta, John Y. Clark, Caroline E. G. Haslam, and Mark Richards, trustee of said Caroline, mentioned in said original and amended bills, and in the bill of revivor filed in this cause, are all citizens of the United States, and of the State of Pennsylvania.

And these respondents, further answering, state, that the said Etienne Girard, now deceased, Françoise Fenelon Vidal, Maria Antoinetta Hemphill, Henrietta Clark, and Caroline E. G. Haslam, were the only heirs at law, and next of kin, to the said Stephen Girard, the testator, at the time of his death, who, together with the children of the said Etienne Girard, named in the bill of revivor filed in this cause, are the only heirs at law, and next of kin, to the said testator, at the present time. These defendants, not denying, but admitting the allegations and charges in the said original and amended bills contained, for greater certainty, crave leave to refer to the said will and codicils of the said Stephen Girard, exhibited with the said bills, and submit themselves to such order and decree in the premises, as this court, in its wisdom, may think fit to pass, &c.

THOMAS A. BUDD,
Solicitor for Defendants, as above stated.

In the Circuit Court of the United States, for the Eastern District of Pennsylvania, in equity.

October Sessions, A. D. 1836.

ETIENNE GIRARD AND FRANÇOISE FENELON VIDAL, aliens, and citizens and subjects of the Monarchy of France,

vs.

THE MAYOR, ALDERMEN AND CITIZENS OF PHILADELPHIA, Timothy Paxson, Thomas P. Cope, Joseph Roberts, William J. Duane and John A. Barclay, executors of Stephen Girard, deceased, Mark Richards, trustee of Caroline Haslem, John Hemphill and Maria A., his wife, John Y. Clark and Henrietta, his wife, and John B. Haslem and Caroline, his wife; all citizens of the State of Pennsylvania. } No. 1.

Interrogatories to be administered to witnesses to be produced, sworn (or affirmed, if conscientiously scrupulous of taking an oath,) and examined in the above cause, on the part of the complainants.

1.—Did you know Etienne Girard, late of Periqueux, in France, or in that vicinity, or of any other, and what place? If yea, is he now living or dead, where did he reside at his death, and ten years before? If dead, when did he die, at what age was he at the time of his death? Did he die intestate, or did he leave any will at his decease? Did he leave any living children at the time of his death? and if he did, name them, and their ages; and if any be married, say who, and to whom; and if any be dead since his decease, say at what age they died, and whether they left issue, and what issue, what is their present state? and if any of his children died before him, leaving issue, say who, and what issue, and describe their present state?

2.—Do you know of any other children, or descendants of Etienne Girard, than those you have named? If yea, name them.

3.—Do you know Madame Françoise Fenelon Vidal, of Bordeaux, or its vicinity? If yea, where does she live, of what age is she, is she married or single; and if single, how long has she been so? who are, or were her father and mother, and how were they, or either of them, related to said Etienne Girard? and are her father and mother living, or dead, and where did they die? How is Madame Vidal related to the children of Etienne Girard? Are they, or are they not, the children of brother and sister?

4.—Did Etienne Girard leave any brother or sister living, at the time of his death, or the children of any deceased brother or sister? If yea, mention the same particularly, and if you know of his late brother, John, state whether he be living or dead, and if dead, whether he left any children?

5.—Relate your knowledge of the brothers and sisters of Etienne Girard, together with such traditions as you may have heard of in the family, from persons now deceased, including any who may have gone abroad, and say, whether those you have named are all you have ever heard of?

Lastly.—Do you know of any other matter, or thing, which may be of advantage to the complainants in this case? If yea, relate the same fully, and at large, as if you had been thereto particularly interrogated.

JAMES M. BROOM,
Solicitor for Complainants.

To the President and Members of the Circuit Court of Philadelphia.

GENTLEMEN:

The undersigned, Louis Mie, licenciate lawyer in the tribunal of this city, Nicolas Raynaud, notary, and J. B. Bayle, bookseller, chief secretary of the mayoralty of Perigueux, have the honour to address you the verbal process of enquiry, requested by the ordinance which you have sent us, dated the 8th July last, and which we return you, with the declarations of the witnesses, in answer to the written questions of the requested commission, which is annexed to it. Desirous of justifying the high confidence which you have placed in us, we have procured, in that mission, the certificates of the facts which you desire to know, from the mouth of the most conscientious and honourable citizens of our city, therefore an entire faith may be placed in their declarations.

We believe we can, with confidence, certify personally, the whole of the facts acknowledged by the citizens who have appeared before us.

Please to accept, gentlemen, the profession of the profound respect with which we have the honour to be

Your very humble servant,
BAYLE,
RAYNAUD,
L. MIE.

Certificate for the legalisation of the above signatures of Bayle, Mie and Raynaud, given by me, Maire of the City of Perigueux, chief place of the department of Dordogne.

THE MAIRE, *L. C. de Marellac.*

Perigueux, 8th September, 1839.

This sixth day of September, 1839, in Perigueux, and in the office of Mr. Mie, lawyer licenciate, of Perigueux Department of Dordogne, France, we, the undersigned, Louis Mie, licenciate, barrister in the tribunal of Perigueux, Bayle, bookseller, and chief secretary

of the mayoralty of Perigueux, and Nicolas Raynaud, notary in Perigueux, all residing in the City of Perigueux.

Commissaries authorized in the name of the President of the Republic of the U. S., by order of the President of the Circuit Court of Philadelphia, as is evident by the stamped documents, signed by him and the clerk of the register office, with the affixed seal of justice, addressed to us by date of the 8th July last, with the object of obtaining the necessary information, in proofs of facts expressed in the said letters, and which are annexed, and obtain answers to the six series of written questions, we have caused to appear before us, to make conscientious depositions concerning the facts and circumstances which we have made known to them, viz:

1.—Mr. Raynaud Segury, Druggist.
2.—Mr. Renaud, Doctor in Medicine.
3.—Mr. Tonchet, Manager of the Hotel des Menageries.
4.—Mr. Croford, Watchmaker.
5.—Mr. Choury, Counseller in the Tribunal of Periqueux.
6.—Mr. Michellet, President of the Tribunal of Commerce.
7.—Mr. Vidal, Doctor in Medicine, formerly Maire of Perigueux.

For citizens, and residing in the City of Perigueux, neighbors of the family of E. Girard, designated as Madam Vidal and Mr. Girard, plaintiff, as having a personal acquaintance, through the intercourse which they have had with the family of E. Girard, circumstances which have reference to the written questions. In consequence whereof, has appeared before us, the following citizen, duly sworn to tell the truth, has declared that his name is Raynaud Segury, druggist, residing in Perigueux, aged 55 years, and who is neither related nor ally of the plaintiff, nor employed by them, after having read to him the six written questions, in the order of the President of the Circuit Court of Philadelphia—I, the said Raynaud Segury, declare that I knew the late Mr. Etienne Girard, native of Bordeaux, who resided for about the space of 41 years in Perigueux, at his country seat, named Morilloux, in the Township of Trelissac, jurisdiction of Perigueux, and in Ste. Marie de Chigna, District of St. Pierre de Chignac, in the jurisdiction of Perigueux, in which place he died on the 18th June, 1837, at the age of 80 years, and some months; he died ab intestat, having eight children, viz:

Jean Fabricius, born in 1800, married out of France.

Margueritte Palmire, born in 1803, married in 1831, to Mr. Lardy, residing at La Fouillouse.

Anne Henriette Pelagie, born in 1806, married in 1834, to Mr. Jean Devars Dumaine, residing at the Pont de Niversac, in the District and Jurisdiction of Perigueux.

Jean August, born in 1808, residing at La Borie, Corporation of Champcerinel, in the District and Jurisdiction of Perigueux.

Marie Celeste, born in 1811, married in 1832, to Mr. François Louis de Roux, residing at Lamothe, in the District and Jurisdiction of Nontron.

Magdeleine Henriette, born in 1814, residing at Laborie, with her brother Auguste.

Marguerite Chloe, born in 1816, who died on the 4th day of February, 1838, at La Fouillouse.

Stephanie, born on the 28th September, 1821, residing at Laborie, in the District and Jurisdiction of Perigueux.

I have had for more than 30 years an intimate intercourse with Mr. Etienne Girard, and his family; I was the apothecary of the late Etienne Girard; I declare, that there are in existence no other children or offspring of E. Girard, but those I have named above; it is publicly known that they are his sole heirs.

This is all the declaration of this witness, and after having read over to him his declaration, he has affirmed that it contained the truth, that he has nothing to add or suppress, and he has signed with us.

RAYNAUD,
L. MIE,
BAYLE.

The second witness, after being duly sworn to say the truth, has said, that his name is Pierre Renaud, Surgeon, residing in Pereigueux, aged 58 years, and who is neither related, ally, or employed by the plaintiff, and has declared separately, in answer to the six questions, which we have read to him as follows: I have known, for more than 36 years, Mr. E. Girard, a native of Bordeaux, who resided in Perigueux, at the Morilloua, near Perigueux, and at Ste. Marie de Chignac, a La Foiullouse, District of St. Pierre de Chignac, where he died in June, 1837; I have been his surgeon, I have attended him during his sickness and the long infirmities which preceded his death. I have known his eight children, who are, 1st, Jean Fabricius; 2d, Margueritte Palmire, wife of Lardy; 3d, Henriette Pelagie, wife of Jean Devars Dumaine; 4, Jean Auguste; 5th, Marie Celeste, wife of François Louis de Roux; 6, Magdeline Henriette; 7, Margueritte Chloe, who died unmarried at La Fouillouse, without making any will nor testament; 8th and last, Stephanie, who is yet a minor under the guardianship of her brother, Jean Auguste. These are the only children or heirs of Etienne Girard; it is well known that there are no other in existence. It is also equally certain that the late Etienne Girard made no will nor any donations whatever, except a renunciation of all his property in favor of his children in 1835.

After having read the above declaration to the witness, he has declared that it contains the truth, and that he has nothing to add or suppress, and he has signed before us.

RENAUD,
L. MIE,
RAYNAUD,
BAYLE.

The third witness, after being duly sworn to tell the truth, has said that his name is Jean Tronchet, aged 40 years, manager of the Hotel des Menageries, residing in Perigueux, neither related nor ally, or in the employ of the plaintiff. After having read to him the six series of questions annexed in the commission, which has been addressed to us, he has made his declaration as follows, after being separately interrogated: I know Mad. Françoise Vidal, a daughter of Mr. Fenelon, born in Bordeaux, and residing in it, aged about 47 years; she was married in Bordeaux to Mr. Louis Vidal, merchant; she is actually a widow without children, her husband having died in Bordeaux in 1807. The father of Mad. Vidal was called, I believe, Jean Fenelon; and her mother, Sophie Girard, was the sister of Stephen and Etienne Girard; the father and mother of Mad. Vidal are both dead, but I cannot name with precision the date of their death. Mad. Vidal is a first cousin of the children of Etienne Girard, being a daughter of Sophie Girard, wife of Fenelon; the said Sophie Girard, as I have stated above, being a right sister of Jean, Stephen and Etienne Girard; I have resided in Bordeaux, and there I have known Mad. Vidal; I have seen her in Perigueux, and I also know perfectly well the family of the late Etienne Girard.

Mr. Girard has been dead since the year 1837; he has left eight children, all living at the time of his death, and one of them died since; these are the only children or heirs of Etienne Girard; I also know that he died ab intestat.

After having read the above declaration to the witness; he has declared that it contains the truth; and having nothing to add or suppress, he has signed before us.

TRONCHET,
L. MIE,
RAYNAUD,
BAYLE.

On account of the late hour of the day, we have closed the examination, and we have put off its continuation to to-morrow, to hear the other mentioned witnesses, to whom we have given notice to appear before us to-morrow, the 7th day of September, 1839, at eight A. M., to answer the questions which will be put to them. Executed and closed in Perigueux, the day, month and year, as stated above, and we have signed.

RAYNAUD,
L. MIE,
BAYLE.

And this 7th day of September, 1839, being come, we have caused to appear the following witnesses, who have made their declaration, which one of us has written as they have been related to us.

The fourth witness has appeared separately, and being duly sworn to tell the truth, has declared, that his name is Guillaume Croford, watchmaker, aged 55 years, residing in Perigueux; and after having read to him the questions annexed in the order of the president of the circuit court of Philadelphia, he has said, I know the family of Etienne Girard; I have been on friendly terms with him for more than 20 years; I have known particularly Mr. Etienne Girard, who died in 1837, aged about 80 years. He left eight children; seven of them are still alive. I also know Mad. Vidal, daughter of Fenelon, she is a widow of Mr. Vidal, and she has no children; she is the daughter of Fenelon and Sophie Girard, a sister of Jean, Stephen and Etienne Girard. Etienne Girard has left neither brother nor sister, but he has left nieces, viz: the aforesaid Mad. Vidal, daughter of Sophie Girard; 2, Marie Antoinette; 3, Henriette; 4, Caroline; all the last three daughters of the late Jean Girard, who died abroad many years ago. There is not in existence any other offsprings of brothers or sisters of Stephen Girard, except those that have been mentioned above. It is notorious, that Etienne Girard has made no will.

This is all the witness has declared he knew, and his declaration having been read to him, he has found it in conformity with truth, and having nothing to add or suppress, he has signed.

G. CROFORD,
L. MIE,
RAYNAUD,
BAYLE.

The fifth witness being duly sworn to tell the truth, has declared separately what follows:

My name is Marcelin Choury, attorney at law, residing in Perigueux, aged 43 years; I am neither related, ally, nor employed by the plaintiff; I know the family of Etienne Girard; he died in 1837, and left eight children, one of them died since; it was Marguerite Chloe, who made no dispositions, neither by donations or testament. Those seven children are the only representatives of the late Etienne Girard. It is publicly notorious in the city of Perigueux, and in the province where the Girard family originated, that Mr. S. Girard, who died in Philadelphia, had left his country, very young, engaged in the French marine; that he had constant relations with his relatives in France, and in particular with his brother Etienne Girard; that after having acquired the considerable fortune he possessed, he had called to him the two male children of his brother Etienne; that he had taken care of their education, and had given them those proofs of affection, which they naturally deserve for their qualities and their name.

That of the two nephews of Mr. S. Girard, the eldest, Fabricius, remained in America, in consequence of the necessary intercourse which had been established with his uncle; whilst Jean Auguste,

the youngest, had been obliged to return to France a few years before the death of his uncle, to take upon him the administration of his father's house, who was afflicted by severe infirmities, which prevented him to manage his affairs. I declare and affirm, that Jean Auguste has been the administrator of his family during the last years of existence of his father, Etienne Girard; that he is yet the tutor of the youngest of his sisters, who has been preterite in the testament of Stephen Girard, her uncle; that Mr. Etienne Girard died without personal fortune; that his inheritance was totally run in debts, although the amount of his legacy mentioned in the will of S. Girard, was employed in paying a part of his debts; I must add that to do honour to his debts, and to extinguish them, his children have been obliged to employ what they inherited from their mother, and even their personal means, in consequence of which their actual fortune is almost null.

This is all the witness has declared he knew in answer to the six questions, made known to him by us. After we read to him his declaration, he has acknowledged that it contains the truth, and having nothing more to add or suppress, he has signed with us.

M. CHOURY,
L. MIE,
RAYNAUD,
BAYLE.

The sixth witness being called separately, and after being sworn, has said, after having read to him the questions annexed to the order in the commission addressed to us, what follows:

My name is Barthelmy Michellett, aged 48 years, president of the tribunal of commerce of this city, in which I reside; I have known for more than thirty years Mr. Etienne Girard's family, with whom I have been in relations of affairs; Etienne Girard, who died in 1837, left eight children, of whom seven are actually living; they are the only representatives and offsprings of E. Girard.

Etienne Girard has left no property whatever, and has made no will. His children have had but a very small inheritance from their mother, and a part of it has been employed in paying some of the debts of their father.

All the inhabitants of this city know, that the late S. Girard, of Philadelphia, had entertained for his brother Etienne, and his children, a particular affection. That he had called to him the only two male children of his brother Etienne; that he had taken care of their education, and it was thought that he destined them to continue the immense affairs to which he had initiated them from their infancy, in which direction of affairs he caused them to act as his clerks. It is also well known, that Jean Auguste was obliged to return to France to help his infirm father, to take the

management of his affairs, and become the tutor of his sisters. It is to this circumstance, which is generally attributed the very small legacies mentioned in the will of S. Girard, in favour of those two only male heirs of the name of Girard. I declare that the fortune of Etienne Girard's family has been entirely exhausted by the payment of E. Girard's debts, and by the expenses incurred in the prosecution of the suits which the heirs of Stephen Girard continue before the tribunal of the U. S.

This is all the witness has declared he knew, and after having read his declaration to him, he said that it contains the truth, and having nothing to add or suppress, he has signed.

B. MICHELLET,
L. MIE,
RAYNAUD,
BAYLE.

The seventh witness, after being sworn to tell the truth, has declared what follows:

My name is Jean Baptiste Vidal, M. D., formerly Maire of the City of Perigueux; at present counsellor of the prefecture of the Dordogne, residing in the said city, aged sixty years. I am neither related, ally, nor employed by the plaintiff; I have for forty years known particularly Mr. Etienne Girard, and his family. During the fifteen years that I performed the duties of Maire of Perigueux, I received in that capacity a letter from Mr. Stephen Girard, of Philadelphia, who informed me of his prosperous situation, and asked of me information respecting his brother Etienne, who resided in Perigueux; in what consisted his family, and what were his means of existence. He manifested to me his intention of sharing with him and his children, the favours which fortune had so abundantly heaped upon him. At his request I communicated his letter to Etienne Girard. I answered Mr. S. Girard's letter, and a correspondence was established between the two brothers.

Etienne Girard was the father of many children; he had eight children. His fortune was not considerable. I knew that in some instances Mr. Stephen Girard sent to his brother and his wife some amounts of money necessary to ward off some urgent necessities; I have known particularly the relations entertained between the two brothers. They were of a reciprocal good will.

Mr. S. Girard called to him his two nephews. It was generally thought, that being the only ~~real~~ male heirs of the name of Girard, those two nephews, who are Jean Fabricius and Jean Auguste Girard, would inherite of a considerable part of their uncle's wealth, and the surprise was great indeed, when it was known that they had a legacy almost null in the inheritance.

I know that when E. Girard died, he left nothing but debts, and that his children, to honour his memory, have sacrificed their

personal property, and the scanty means which they had from their mother.

The witness declared he knew nothing more, and having read to him his declaration, he said it contained the truth. That he had nothing more to add or to suppress, and he has signed with us.

J. B. VIDAL,
L. MIE,
BAYLE,
RAYNAUD.

Of which declarations we, the above named, have kept the present verbal process, which we have signed, with each of the witnesses heard at the end of his declaration, after being written in the same words as they were dictated, and which declarations we have finally closed with our hands and seal, conformably with the order of the requested commission, and the nomination of us, the undersigned, to proceed in it—made and closed definitely on the 7th day of September, 1839, in Perigueux, in the office of Mr. L. Mie. The above named verbal process of enquiry being written by the said Mr. L. Mie, who is one of us.

L. MIE,
RAYNAUD,
BAYLE.

This is to certify and legalize the signatures of Bayle, Mie and Raynaud, who have signed above. Given by me, the Maire of the City of Perigueux, chief place of the Department of Dordogne.

Perigueux, on the 8th day of September, 1839.

The Maire,
L. C. DE MARCILLAC. [L. S.].

I certify that the above written twelve pages are a true and correct translation done by me, public interpreter of languages for the State of Pennsylvania.

In witness whereof, I hereunto set my hand and seal of office in Philadelphia, this 18th day of November, 1839.

J. F. GIRARD. [L. S.]

A.

Supplementary Inventory and appraisement of the goods and chattels, rights, and credits, which were of Stephen Girard at the time of his decease, and which have become known to his executors.

Sundry public stocks, viz:	Par value.		Market value.
Subscription to the loan to pilots,	$250 00		$
948 Shares in the former Bank of the United States, being of S. Girard's proportion of the individual surplus fund of said bank,	2,127 00		2,127 00
1 Share in Le Courier des Etats Unis,	300 00		
1 Do. Domestic Society,	50 00		
22 Shares in Pennsylvania Insurance Company,	8,800 00	*a* 500	11,000 00
10 Do. Bustleton and Smithfield Turnpike,	1000 00		
2 Do. Germantown Turnpike,	200 00	$74\frac{58}{100}$	95 00
100 Do. Delaware Insurance Company,	4,000 00	*a* 42	4,200 00
40 Do. Union Insurance Co.,	2,400 00	*a* 60	2,400 00
50 Do. Philadelphia Insurance Company,	4,166 67	*a* 80	4,000 00
10 Do. Schuylkill Permanent Bridge,	100 00	*a* 13	130 00
4 Do. Centre Bridge Co.,	200 00		
1 Do. Susquehanna and Lehigh Turnpike,	100 00		
1 Do. Downington & Ephrata Turnpike,	100 00		
100 Do. Philadelphia Exchange Co., 40 p. ct. p'd,	4,000 00		2,000 00
20 Do. Franklin Institute Loan,	1,000 00	*a* 40	800 00
2200 Do. Schuylkill Navigation Co.,	110,000 00	120	264,000 00
	$138,793 67		$290,752 00

	Par value.		Market value.
Brought forward, - -	$138,793 67		$290,752 00
102 Shares in Chesapeake & Delaware Canal, -	20,400 00	100	10,200 00
4000 Do. Danville and Pottsville R. R. Co., $5 pr. sh. paid, - - -	20,000 00		
United States 3 pr. ct. st'k, - - -	31,252 41	par.	31,252 41
Penn'a five per ct. stock, received of the trustees of S. Girard's bank, viz, in the loan of Dec. 18, 1828, - - -	15,000 00		
Mar. 24, " - - -	10,000 00		
April 22d, 1829, - -	15,000 00		
Mar. 21, 1831, - -	10,000 00	*a* cost	994,418 00
Mar. 30, 1832, - -	820,000 00		
City five per cent. stock, (loan 10th Aug, 1832,) rec'd of the trustees of S. Girard's bank, -	100,000 00	*a* cost.	113,500 00
25-30 of $2830 29 United States 5 pr. ct. st'k of 1821, - - -	2,358 58	102½	2,417 54
Do. 4092 78 do. do. 1820,	3,410 65	102½	3,495 91
Do. 50,401 37 do. four and ½ pr. ct. st'k, 1824, -	42,001 14	101¼	42,526 15
Do. of 33 shares in Bank of United States, - -	2,750 00	107	2,942 50
Do. $1300 City 5 pr. ct. st'k,	1,083 33	103	1,115 83
Do. of 10 shares in Philadelphia and Lancaster, $300 per share, -	2,500 00	175	1,458 33
Stock in the Masonic loan, - - -	10,900 00	par.	10,900 00
	$1,245,449 78		$1,504,978 67

Balance of petty cash on hand 26 Dec., 1831, -	$256 88
Jacob Levering's note, - - - - - -	578 55
Scull & Thompson's do. - - - - -	1,334 00
H. P. Sampson's do. - - - - -	992 40
James Robinson's do. - - - - -	1,878 52
Henry Frederickson's do. - - - - -	584 35
Paul Lajus' do. - - - - -	1,532 40
John C. Smith, - - - - - -	400 00
Sam'l Comly's do. - - - - -	20,623 33
Do. do. - - - - -	5,160 84
H. & Wm. R. White's do. - - - - -	730 80
Sam'l V. Anderson's do. - - - - -	750 00
H. P. Sampson's do. - - - - -	686 40
Jacob Dunton's do. - - - - -	2,865 63
Samuel Comly's do. - - - - -	5,160 84
Charles Egner's do. - - - - -	577 10
McCready & Parkers' do. - - - - -	1,110 07
M. Weaver & Sons' do. - - - - -	1,250 00
Wagner & Brothers' do. - - - - -	1,501 72
David Stuckert's do. - - - - -	430 40
Negus & Rea's do. - - - - -	562 20
Seller's & Davis' do. - - - - -	850 61
Samuel Comly's do. - - - - -	5,160 84
Do. do. - - - - -	5,160 84
Do. do. - - - - -	5,160 84
Do. do. - - - - -	5,160 84
John Ducoing's do. - - - - -	515 33
The ship Helvetius, - - - - -	6,600 00
" North America, - - - -	12,900 00
" Rousseau, - - - - -	9,300 00
The new ship, - - - - - - -	12,763 02
30 tons iron, ballast in ship North America, -	600 00
5 " " " ship Rousseau, - -	100 00
47 tons 18 cwt. 1 qr. 1 lb. do., in the yard, -	1,197 82
Chronometer belonging to the ship Helvetius, -	307 50
" " " Rousseau, -	150 00
" " " North America,	150 00
2 Spy glasses, - - - - - - - -	10 00
198 Pipes gin, per ship Helvetius, from Amsterdam, - - - - - - - -	26,718 49
6800 Bags coffee, per ship N. America, from Batavia, - - - - - - - -	82,214 72
	$223,987 28

Brought forward, - - - - - - -		$223,987 28
Cargo of ship Rousseau, from Bordeaux, consisting of—		
150 Pipes brandy, - - -	24,923 57	
408 Hhds. claret, - - -	8,054 00	
500 Boxes claret, (1 doz. each,) $1,365; 50 boxes Muscat wine, $146 50,	1,511 50	
100 Cases prunes, - - -	1,909 15	
25 " brandy fruits, - - -	82 00	
23 Bales almonds, - - - -	959 50	
50 Hampers, cont'g each 102 wine bottles, - - - - - -	272 20	
100 Bags corks, - - - - -	168 80	37,880 72
Stores taken out of ship Helvetius, cons'g of—		
4½ half bbls. of flour,	11 25	
3¾ " " bread,	3 75	
1 " ✕ beef,	2 00	
4 " prime do.		
and 2 " pork, -	52 61	69 61
Stores taken out of ship North America, cons'g of—		
7 Hhds. & 6 bbls. of bread, 3,276 lbs.	43 68	
7 Bbls. prime beef, 2 do. pork,	87 69	
1 Bbl. whiskey, 33 gall. -	9 57	
Part cask vinegar, - -	4 00	
2 Bbls. tar, - - - -	3 00	147 94
Stores taken out of ship Rousseau, cons'g of—		
5 Bbls. beef and 2 do. pork,	61 38	
5½ Do. bread, - -	5 50	66 88
1 Chain cable, 1 anchor, 1 chain, 1 anchor, 3 pair slings, 9 anchors, 10 pr. guns, caps and drums, - - - - - - - -		1,947 65
Sundry lumber, on the Square in Market and Twelfth sts., - - - - - - -		12,050 39
Cash received from the trustees of S. Girard's Bank, - - - - - - - - -		400,000 00
5 Pipes brandy, received from New York, - -		919 87
		$677,070 34

Brought forward, - - - - -	$677,070 34
53 Hhds. tobacco, received from Norfolk, Va., weighing 86,913 lbs. nett, *a* 6 50-100 per 100 lbs. -	5,649 34
1 Old gig and harness, - - - - - -	33 50
10 Demijohns old Madeira wine, 45 gallons, *a* $3 per gallon, - - - - - - - - - -	135 00
Dollars,	682,888 18

Recapitulation.

Stocks, - - - - - - - - - -	$1,504,978 67
Notes, cash, merchandize, &c., - - - - -	682,888 18
Dollars,	2,187,866 85

Philadelphia, 31 *Dec.*, 1839.

SAM'L COMLY,
WM. V. ANDERSON.

CITY AND COUNTY OF PHILADELHHIA, *ss.*

On the thirty-first day of December, 1832, before me, Peter Christian, one of the Aldermen of said city, came Sam'l Comly and William V. Anderson, who, being duly affirmed, saith that the aforegoing inventory and appraisement is just, true and correct, to the best of their skill and judgment.

SAM'L COMLY,
WM. V. ANDERSON.

Affirmed before me,

PETER CHRISTIAN, *A.*

STATE OF PENNSYLVANIA,
City and County of Philada, ss :

I certify the foregoing writing to be a true copy of a supplementary inventory and appraisement of the goods and chattels, rights and credits, which were of Stephen Girard, at the time of his decease, and which have become known to the executors, as filed in the Register's office for the city and County of Philadelphia.

Given, under my hand and seal of office, this, the 24th
[L. S.] day of October, in the year of our Lord, one thousand eight hundred and thirty-six. (1836.)

JOHN GEST, *Register.*

B.

Inventory and appraisement of the goods and chattels, in Township of Passyunk, and County of Philadelphia, which were of Stephen Girard at the time of his decease, and which have become known to his exec'rs.

Parlour.	
Looking-glass, $8 00; 20 chairs, 10 00; 3 tables, 12 00,	$30 00
Desk and contents, 26 00; sideboard, 12 00; 7 waiters, 1 00, - - - - -	39 00
China and glass in the cupboard, 5 00; 2 baskets and a box, 1 00, - - - - -	6 00
2lbs. Candles, 1 00; shovel and tongs, 2 00; andirons, 2 00, - - - - - -	5 00
Carpet, 10 00; sundries, in the closet, 8 00, -	18 00
North-west chamber, over parlour.	
Bedsteads, bed and bedding, 8 00; table, 1 00; looking-glass, 1 00, - - - -	10 00
6 Chairs, 3 00; 5 pitch-forks, 2 50; 3 guns, 1 00, -	6 50
Andirons, 1 50; 3 wash-basins and pitchers, 1 50; plough lines, 50 cts, - - - -	3 50
East chamber, over parlour.	
2 Bedsteads, bed and bedding, 16 00; 6 chairs, 3 00,	19 00
Looking-glass, 1 00; table, 1 00; seeds, 4 00, -	6 00
Garret.	
8 Bushels barley, 4 00; kettle and bushel, 2 00, -	6 00
6 Rakes, 75 cts; 20 baskets, 4 00; 5 small baskets, 25 cts, - - - - - -	5 00
2 Chairs, 1 00; feathers, 8 00; side saddle, 2 00, -	11 00
Awning, 2 00; camomile, 1 00; 20 sickles, 2 50, -	5 50
Clock case, matts, and Spanish brown, - -	3 00
Common dining room.	
Stove, 5 00; 2 tables, 6 00; 5 chairs, 2 50, -	13 50
3 Benches, 1 50; 15 plates, 1 00, - - -	2 50
	$189 50

Brought forward, - - -	$189 50
Kitchen.	
4 Tin basins, 2 00; 2 cullenders, 37½ cts; 12 tin cups, 40 cts, - - - - -	2 87½
2 Pewter basins, 50 cts; 1 doz. pewter plates, 1 50; pr. bellows, 25 cts, - - - -	2 25
Fire shovel and tongs, and andirons, - -	3 00
Bench, 50 cts; ladles, lamp and grater, 50 cts. -	1 00
Coffee mill, 75 cts; knives, forks and spoons, 2 00, -	2 75
Table, 50 cts; 6 iron pots, 2 50; 1 doz. earthen dishes, 50 cts, - - - - -	3 50
Adjoining the kitchen.	
4 Flat-irons, 75 cts; table, 1 50, - - -	2 25
Auger, 50 cts; sauer-krout knife, 2 00, - -	2 50
Wash-house loft.	
Hand mill, 5 00; bedstead, 1 00; 2 cot bedsteads, 2 00; 2 churns, 50 cts, - - - -	8 50
Kegs and jug, 25 cts; empty casks, 75 cts; sash, 2 00,	3 00
Wash-house.	
Churn, 5 00; 14 tubs, 7 00; 6 buckets, 3 00; 5 half pecks, 75 cts, - - - - -	15 75
Seed room.	
9 Sashes, 18 00; 2 scythes, 2 00; post-axe, 1 50, -	21 50
Lot of old iron nails and spikes, - - -	4 00
Milk-house.	
16 Milk pots, - - - - -	2 00
Smoke-house.	
Hams, 44 00; tongues, 39 00, - - -	83 00
Grain-house.	
652 Shinbones, 6 50; lard, 15 00; andiron, shovel and tongs, 2 00, - - - -	23 50
	$370 87½

Brought forward, - - - - -	$370 87½
Kitchen.	
Neat's-foot oil, 25 00; iron kettle, 1 00, - -	26 00
20 Bags, 10 00; 2 chairs, bench and table, 1 00; 2 tubs, 1 00, - - - - -	12 00
260 lbs. tallow, 23 00; glazed sash, 4 00; 500 bush. potatoes, 250, - - - -	277 00
6 beds and bedding, 18 00; 15 potatoe hooks, 6 00; 6 dock barrs, 6 00, - - - -	30 00
2 Iron bars, 2 00; 2 wood saws, 2 axes, and 2 hatchets, 5 50, - - - - -	7 50
2 Paving rammers, anvil and sledge, - -	1 00
7 Spades, 3 shovels, 7 dung forks, and 1 dung drag, -	10 00
5 Grubbing hoes, 3 boat hooks, and potatoe-chopper,	6 50
7 Hoes, - - - - - -	1 00
Green-house plants, - - - - -	500 00
Cider mill, press poles, &c., in cider-house, 50 00; 1 bbl. turpentine, 3 00, - - - -	53 00
6 Carts, 175 00; 3 waggons, 135 00; 6 ploughs, 40 00, - - - - - -	350 00
3 Cut-waters, 6 00; 2 old garden harrows, 2 00, -	8 00
4 Harrows, 20 00; 4 wheel-barrows, 8 00, - -	28 00
4 Sets swingle-trees, 4 00; grindstone, 2 00, -	6 00
Fan, 6 00; old iron, 10 00; cutting-box, 1 50; 2 feed troughs, 75 cts, - - - -	18 25
Horse-rake, 3 00; cradle, 1 50; old sails, 5 00, -	9 50
Lot of pigeons, 25 00; 18 geese, 8 00; 40 pr. dunghill fowls, 20 00, - - - - -	53 00
28 Pigs, - - - - - -	54 00
13 Horses, 620 00; 5 colts, 350 00; 1 stud horse, 20 00, - - - - - -	990 00
18 Oxen, 582 00; 18 cows, 450 00; 10 heifers, 156 00; 3 bulls, 90 00, - - -	1,278 00
Sheep, - - - - - -	520 00
12 Bbls. pork, 144 00; 54 bbls. beef, 4,869 00, -	5,013 00
24 Bbls. × beef, 120 00; 9 bbls. tripe, 45 00, -	165 00
Ox-yokes and bows, - - - - -	40 00
15 Acres rye, in the ground, - - -	75 00
400 Bushels rye, - - - - -	200 00
11 Collars, 5 00; 7 sets chains, back-band, &c., 24 50; 9 blind-halters, 4 50, - - -	34 00
7 Sets plough traces and harness, 7 00; 3 cart saddles and quilers, 6 00, - - - -	13 00
Dollars,	10,149 62½

Brought forward, - - - - -		$10,149 62½
Saddle and bridle, - - - - -		1 00
3 Butchers' blocks, 7 00; 49 open-ended hogsheads, 12 00, - - - - - -		19 00
3 Dog-houses, 1 50; 3 hot-bed frames, 9 00, -		10 50
5 Hhds. of cider or vinegar, 20 00; 1 cask do. 3 00,		23 00
Barrel ½ full of linseed oil, 12 00; 17 paint kegs and paint, 5 00, - - - - -		17 00
2 Oil jugs, 1 00; empty flour casks, 2 00; empty beef and pork do. 7 00, - - -		10 00
Plants, in the boxes, 5 00; 2 funnels, 1 00; empty casks, 1 00, - - - - -		7 00
Ice, in the ice-house, - - - -		50 00
Rye straw, - - - - - -		50 00
Hay, - - - - - -		100 00
4 Pair sheep shears, - - - -		1 50
8 Casks vinegar, in the slaughter-house cellar, -		40 00
1 Gig-horse, - - - - -		80 00
Total amount, - - Dollars,		10,558 62½

Appraised, Jan'y 21, 1832, by
JNO. THOMPSON,
JOHN YOUNG.

In Penn Township—Peel Hall estate.

1 Bay Horse, $65, 17 cows, $187, 2 carts, $25, - - - -	$277 00	
one half is, - - - -	$138 50	
1 Plough, 1 50, 1 harrow, 1 50, fan $3,	6 00	
Cart harness, 25, docking hoe, 75, cts.	1 00	
1 Barrel churn, 75, sash for hot beds, $2,	2 75	
1 Wooden and one iron rake, 25, 1 spade, 75 cts. - - - -	1 00	
1 Milk bucket, 25, 3 milk pans, 25,	50	
1 Iron sieve, 75, 1 large ladder, $3,	3 75	
		153 50
Total amount,		$10,712 12½

Appraised, Jan'y 30, 1832, by
JNO. THOMSON,
JOHN YOUNG.

Aff'd Jan'y 30, before
J. B. SEWALL, *Dep'y Reg.*

COMMONWEALTH OF PENNSYLVANIA,
City and County of Philadelphia, ss:

I certify the foregoing writing to be true copies of the inventories, and appraisements of the goods and chattels in township of Passyunk and county of Philadelphia, which were of Stephen Girard, &c.; and also in Penn township, &c., as filed in the registers' office, in and for the city and county of Philadelphia.

Given under my hand and seal of office, this the 25th day of October, in the year of our Lord one thousand eight hundred and thirty-six.

JOHN GEST, *Register.*

C.

Supplementary inventory and appraisement of the goods and chattels, rights and credits, which were of Stephen Girard at the time of decease, and which have become known to his executuors, viz:

	Nom'l val.		Mark't val.
6,331 shares of stock in Bank of the United States, - -	$633,100	*a* 105	664,715
8 certificates of 5½ per cent. stock in the Schuylkill Navigation Co.	265,850	104½	276,484
3 do. stock in the Mount Carbon Rail Road Co., six pr. ct. -	30,000	par	30,000
1 do. of do. in Loan to Guardians of the Poor, 5½ per ct. -	25,000	par	25,000
Bond and Certificate for Loan with interest thereon, to Ridge Road Turnpike Co. -	10,900		"
	$964,850		$996,199

Philadelphia, 12 Jan'y, 1833.

SAM'L. COMLY,
WM. V. ANDERSON.

CITY OF PHILADELPHIA, *ss:*

On the 26th day of January 1833, before me, Peter Christian, one of the Aldermen of said city, came Samuel Comly who being duly affirmed, saith, that the foregoing inventory and appraisement is just, true and correct, to the best of their skill and judgment.

SAM'L COMLY.

Affirmed before me,

P. CHRISTIAN.

STATE OF PENNSYLVANIA,
City and County of Philadelphia, ss:

I hereby certify the foregoing writing to be a true copy of a supplementary innventory, and appraisement of the goods and chattels, rights and credits, which were of Stephen Girard, deceased, as filed and remaining in the registers' office, in and for the city and county of Philadelphia.

Given under my hand and seal of office, the day of October, in the year of our Lord one thousand eight hundred and thirty-six, (1836.)

Inventory and appraisement of goods, chattels and effects belonging to the estate of the late Stephen Girard, which have come into the hands of his executors, since they filed their last inventory, 31st December, 1832.

Geo. Betletel's note endorsed by Abra. Piesch, protested unpaid, - -		$1,474 07
John B. Foussatt, do. - -	$1,783 09	
do. do. do. - -	971 00	
do. do. do. - -	2,500 00	
do. do. do. - -	2,500 00	
do. do. do. - -	1,980 75	
	$9,734 84	
Received on account, -	95 53	9,639 31
W. & T. Gallagher's note end'd by J. & J. Myer, - - - -	850 00	
do. do. do. - -	500 00	
do. do. do. - -	800 00	
	$2,150 00	
Received on account, -	171 41	1,978 59
James Green's note end'd by Thatcher & Bartlett, do. - -		520 50
Joshua G. Harker's note end'd by Walter Smith, - - - -	$724 69	
Received on account, -	211 92	
		512 77
Philip Heyl's note end'd by J. G. Scheible, do. - -	$964 40	
Received on account, -	3 82	
		960 58
Jacob & S. Houpt's note end'd by Wm. M'Chesney, do. - -		355 00
John H. Huston's note end'd by Isaac Newton, do. - -		190 00
Isaac Newton's note end'd by Thatcher & Bartlett, do. - -	$402 31	
Received on account, -	1 47	
		400 84
John C. Offerman's note end'd by J. J. Myers, do. - -	$893 63	
Received on account, -	449 72	
		443 91

G. F. Scheible's note end'd by Cha's Seeger & Philip Heyl,	$750 20	
do. do. do. - -	490 00	
do. do. do. - -	560 00	
	$1,800 20	
Received on account, -	318 21	
		$1,481 99
Charles Seeger's note endorsed by G. F. Scheible,	$813 15	
do. do. - -	973 00	
	$1,786 15	
Received on account, -	2 54	
		1,783 61
Jacob & S. Houpt, end'd by Wm. M'Chesney,	$500 00	
do. - -		
Received on account, -	28 56	
		471 44
Wm. Simpson's note endorsed by H. Fish,	$394 32	
Received on account, -	93	
		393 39
Thatcher & Bartlett's note end'd by Isaac Newton,	$160 55	
do. do. do. - -	218 33	
		378 88
William Wray's note endorsed by D. & M. Wray,	$1,700 00	
do. do. do. - -	800 00	
	$2,500 00	
Received on account, -	2,158 01	
		341 99
John Abbot's note en. by Henry Jordan, do.	$318 40	
Received on account, -	182 37	
		136 03
John Bartlett's note en. by Joseph Clark, do.	$1,315 23	
do. do. do.	682 42	
do. do. do.	1,060 08	
do. do. do.	1,131 46	
		4,189 19
Blydenburgh & Burns's note en. by Edward Thompson, - - do.		5,582 18
Charles Biddle's note end'd by J. G. Oliver & Co. - - do.	$3,412 18	

Amount brought forward,	$3,412 18	
	2,945 08	
	$6,357 26	
Received on account, -	9 61	
		$6,347 65
Bomeisler & Brother's note end'd by Bazil Graves, - - do.		147 20
Boyd & Stewart's note en. by J. Haneon, do.	$207 45	
Received on account, -	13 19	
		194 26
Bomeisler & Brother's note end'd by David Myerle, - - -	$493 79	
Received on account, -	45 97	
		447 82
Joseph Clark's note en. by C. L. Downer, do.	$757 61	
do. do do.	703 84	
	$1,461 45	
Received on account, -	27 96	
		1,433 49
Sharon Carter's note end'd by Rich'd S. Risley, - - - - - - -	$342 70	
Do. do. -	294 80	
	$637 50	
Rec'd on account, - - -	329 92	
		307 58
Alexander Caldwell's note end'd by Chas. L. Downer, - - - - - -		517 31
G. Daniel, jr. note end. by P. Givinner, -		100 77
Wm. Davis' 3d street note end. by Sheppard & Davis, - - - - - -	$497 70	
Received on account, - - -	91 49	
		406 21
Wm. Deitz's note, order Henry Jordon, -	$227 48	
Recd. on account, - - -	50 00	
		177 48
H. Durburrenos' note end. by Fred. Stelwaggon, - - - - - - -	$251 63	
Recd. on account, - - -	114 91	
		136 72
Wm. B. Emerick's note endorsed by Thos. Scott, - - - - - - -	$494 22	
Received on account, - - -	19 59	
		474 63

Saml. and F. Fearing's note end. by Williams and Thomas, - - - -		$2,200 00
Joseph Gibsons' note endorsed by Jos. Clark,	$715 26	
Do. do.	820 64	
Do. do.	822 22	
Do. do.	683 63	
Do. do.	825 67	
Do. do.	926 24	
	$4,793 66	
Recd. on account, - - -	2,487 11	
		2,306 55
Jas. Gibson's note end. by Jos. Clark, -	$467 44	
Do. do. do. -	453 68	
		921 12
Goetz & Ackley's note end. by Wm. P. Mort, - - - - - -		306 73
J. I. Hadaway's note end. by —— -	$643 75	
Do. do. do. -	586 62	
		1,230 37
John Hills' note end. by Geo. Murray, -	$274 14	
Do. do. -	153 17	
		427 31
J. & S. Houpt's note end. by Abra. Peisch,	$1,794 00	
" " " "	917 00	
" " " "	1,694 00	
	$4,405 00	
Recd. on acc't, - - - -	3,389 28	
		1,015 72
A. Hogurt's note end. by P. Gaudichand, do.	$392 00	
Do. do. -	406 00	
		798 00
L. Huron's note end. by John James, -	$177 60	
Do. do. -	300 00	
	$477 60	
Rec'd on ac't, - - - -	10 39	
		467 21
B. Leland's note en'd by Danl. Barnes, -	$438 92	
Do. do. -	412 36	
		851 28
W. & D. Lowber's note en'd by Kinsman & Wright, - - - - -	$1,136 18	
Received of Lowbers and clearance given,	577 34	
		558 84

J. & R. Martins' note en'd by P. Lyle, -	$360 81	
Do. do. -	351 38	
Do. do. -	217 81	
Do. do. -	319 68	
	$1,249 68	
Rec'd on account, - - -	379 69	
		$869 99
H. Marks' note en'd by Theodore Gillis,	$558 25	
Do. do. -	426 19	
	$984 44	
Rec'd on account, - - -	79	
		983 65
James Matthew's note en'd by P. Givinner,	$325 33	
Do. do.	395 33	
	$720 66	
Rec'd on account, - - -	150	
		570 66
Corey Meckers' note en'd by Henry Jordon,		203 28
John Minshall's note en'd by Thos. Watson,	$384 29	
Rec'd on ac't, - - - - -	1 08	
		383 21
P. McCormack's note en'd by John McCormack, - - - - - -	$420 10	
Rec'd on ac't, - - - -	14 47	
		405 63
Wm. P. Morts' note en'd by Kinsman & Wright, - - - - - -	$685 21	
Rec'd on ac't, - - - -	58 57	
		626 64
N. Patrullo's note en'd by Joseph Fleming,		2,710 48
N. Patrullo's four notes en'd by John F. Davis, one for $2,079, one for $3,084 62, one for $606 60, one for 2,079, - - -	$7,849 22	
Rec'd on ac't, - - - -	1,364 91	
		6,484 31
E. Pennington & Sons' note en'd by Wilson Hunt, - - - - - -	$722 19	
Rec'd on ac't, - - - -	198 57	
		523 62
W. N. Polack's note en'd by Kinsman & Wright, and W. P. Mort, - - -	$456 92	
	168 15	
	401 92	
		1,026 99

H. Polack's note en'd by P. Gaudichand,	$328 50	
Do. do.	303	
		$631 50
E. W. Robinson's note en'd by Wilson Hunt,	$984 71	
Do. do.	917 82	
Do. do.	648 00	
	$2,550 53	
Received on account, - - -	1,084 99	
		1,465 54
Shepherd & Davis' note en'd by J. & H. M. Chamberlain, - - - - -	$230 10	
Rec'd on ac't, - - - -	150 00	
		80 10
John D. Shepper's note en'd by Hilary Wentz, - - - - - - -	$233 84	
Do. do.	368 21	
	$602 05	
Rec'd on ac't, - - - -	183 13	
		418 92
Joseph K. Snyder's note en'd by Aaron Smith, - - - - - -		173 91
Do. P. Givinner,		161 00
Jon. Thomas' note en'd by Geo. Tyson,	$397 58	
Rec'd on ac't, - - - -	129 18	
		268 40
John Turner & Co.'s note en'd by Wm. Hamilton, - - - - - - -	$250 00	
Do. do.	350 00	
		600 00
Francis Wade's note en'd by Wm. Deal,	$230 25	
Rec'd on ac't, - - - -	13 77	
		216 48
Andrew Way, Sr., note en'd by W. S. Hipple, - - - - - - -	$615 47	
Do. do.	497 68	
Do. do.	531 75	
	$1,644 90	
Rec'd on ac't, - - - -	1,266 55	
		378 35
J. & B. Williams' note en'd by Williams & Thomas, - - - - - -	$4,000 00	
Rec'd on ac't, - - - -	2,958 03	
		1,041 97

J. & B. Williams' note en'd by D. Cozens,	$686 44	
Do. do. -	811 73	
Do. do. -	811 87	
	$2,309 89	
Rec'd on ac't, - - - -	2 82	
		$2,307 07
Thomas Williams' note en'd by Dan'l Barnes, - - - - - -		438 97
Do. Henry Jordon,		100 90
Mark Wilson's note en'd by Henry Simpson,	$979 20	
Do. do.	750 00	
Do. do.	349 06	
	$2,078 26	
Rec'd on ac't, - - - -	866 64	
		1,211 62
Henry Simpson's note en'd by Mark Wilson,	$336 75	
Rec'd on ac't, - - - -	140 31	
		196 44
P. Brady's draft on E. Brady en'd by Henry Simpson, one for $113 15, one for $294 40, one for $250 40, - - - -	$657 95	
Rec'd on ac't, - - - -	98 68	
		559 27
Wm. Allen's note en'd by Henry Simpson,	$388 30	
Rec'd on ac't, - - - -	58 24	
		330 06
John Hughes' note en'd by John Linnard, & Co., - - - - - -	$300 00	
Do. do.	180 03	
	$480 03	
Rec'd on ac't, - - - -	123 80	
		356 23
Wm. Davies, endorsed by John Linnard, & Co., - - - - - - -	$549 36	
Rec'd on account, - - -	140 66	
		408 70
Wm. Clements' endorsed by John Linnard, & Co., - - - - - -	$436 75	
Do. do.	501 92	
Do. do.	390 50	
	$1,329 17	
Rec'd on ac't, - - - -	460 59	
		868 58

Slaymaker & Kinser, en'd by P. Givenner,		$511 40
Jacob Bluker, en'd by Slaymaker & Kinser,	$123 23	
Rec'd on ac't, - - - -	25 00	
		98 23
Charles Bells' 9 notes en'd by Slaymaker & Kinser, $420, 417 23, 344 69, 348 72, 455 30, 181 16, 491 25, 281 25, 410 65,		3,386 25
John Doyle's 3 notes en'd by Slaymaker & Kinser, - - - - - - - -	$750 25	
Do. do.	573 25	
Do. do.	450 50	
		1,774 00
Isaac Hubbers' note en'd by Slaymaker & Kinser, - - - - - - - -	$187 52	
Do. do.	276 15	
		463 67
James R. Matthews' note en'd by do. do.		325 12
Henry Stevens' 3 notes en'd do. $395 27, 312 37, 309 60, - - - - -		1,017 24
Joseph R. Snyder's 6 notes en'd by do. $385 23, 250 25, 205 20, 313 10, 344 81, 196 19, - - - - - -		1,694 78
James J. Spriggs' note en'd by Slaymaker & Kinser, - - - - - - - -	$550 60	
Do. do.	219 25	
		769 85
J. & A. Trumbull, 4 notes en'd by do. $429 15, 274 07, 251 25, 265 20, -		1,219 67
H. Christys' note en'd by Anthony Groves,		832 19
Samuel Fulton's 4 notes en'd by H. Atherton, $563, 576 70, 643 54, 643 54, -	$2,426 78	
Rec'd on ac't, - - - - -	301 16	
		2,125 62
Anthony Groves note en'd by H. Christy,	$900 00	
Rec'd on ac't, - - - -	102 78	
		797 22
John Meany's note en'd by J's Newton,		484 57
Patten & Manly's note en'd by Chunham T.,	$1,218 75	
Rec'd on ac't, - - - -	506 86	
		711 89
Henry Snyders' note en'd by H. Atherton,		395 28
Israel Kinsman's note en'd by Kinsman & Wright, - - - - - - -	$5,700 00	
Rec'd on ac't, - - - -	1,788 91	
		3,911 09

R. M. Whitney & Co.'s note en'd by Kinsman & Wright, - - - - - -		$4,650 00
Richard C. Potter's note en'd by Kinsman & Wright, - - - - - - -	$342 50	
Do. do.	1,423 65	
Do. do.	762 50	
	$2,528 65	
Rec'd on ac't, - - - - -	1,896 48	
		632 17
Goldsmit & Goudkop's note en'd by Kinsman & Wright, - - - - - -	$250 00	
Do. do.	281 25	
	$531 25	
Rec'd on ac't, - - - - -	471 79	
		59 46
Isaac Stutgard's note en'd by Kinsman & Wright, - - - - - - - -	$645 63	
Do. do.	748 04	
	$1,393 67	
Rec'd on account, - - -	1,311 31	
		82 36
Josiah Starkey's notes for $907 80, 907 78, 907 78, do., - - - - - -	$2,723 36	
Rec'd on account, - - -	231 03	
	$2,492 33	
James Davis' four notes of $50 each, -	200 00	
		2,692 33
Peter Gaudichand's notes, viz, $2,250, 582, 345 50, 722, 400, 222, 226, 2,000, 2,000, 2,000, 281, 2,000, 281, 354, 2,000, 2,000, 530, 2,000, 533, 369, 468, 385, 530, 1,045, 400, - - - - - - - -	$23,923 50	
Bacon & Hart's acceptances $1,018 and 1,355, - - - - $2,373		
Do. note to P. Gaudichand, $756 and 660, - - - - 1,416		
	3,789	
	$27,712 50	
Rec'd on ac't, - - - -	35 54	
		27,676 96

L. M. Gravelle & Co.'s notes, viz, $496, 125, 347, 392, 574, 590, 850, 740, 200, 386, 448, 507, - - - - - - -		$5,655 00	
Rec'd on account, - - -		4 00	
			$5,651 00
R. M. Whitney & Co.'s note collateral security for Israel Kinsman's note for $5,700. (The dividends received on this note are also entered to the credit of that),		$5,873 09	
Rec'd on ac't, - - - -		998 41	
			4,874 68
Geo. O. Van Amringes' note, -		$1,777 50	
Mr. Stokes' notes, $694 56 and $377 42, - - - - -	$1071 98		
Received on acc't, - - -	429 38		
		642 60	
Henry S. Wentz's notes, $690 48, $807 40, - - - - -	1497 88		
Received on acc't, - - -	397 88		
		1100 00	
Bowers & Gladsby's notes $535 80 and $1147 18, - - -	1682 98		
Received on acc't, - - -	168 98		
		1514 00	
Jesse Smith's note, - -	385 14		
Received on acc't, - - -	85 14		
		300 00	
Gillingham, Mitchell & Co's. notes, viz, $1806 23, $2560 10, $1515 10, $1475 21, $1465 19, $1535 11, - - - - -		10,356 94	
Gillingham, M. & Co's. original notes, viz, $1739 16, $1869 10, $1728 93, - - - - -	$5337 19		
Received on acc't, - - -	655 00		
		4682 19	
Geo. Moore & Co's. notes, viz, $1301 08, $780 45, $780 45, $1313 13, $1178 38, $746 30; original notes, viz, $1579 05, $766 29, $1352 07, $953 67, $701 77, $559 51, $701 77, $2979 92, - - - - -	$15,693 84		
Received on acc't, - - -	2945 25	12,748 59	33,121 82
Amount protested notes, -			179,969 84

Amount brought forward,			$179,969 84
Mount Carbon Railroad Co's. notes, viz, June 21, 1833, John White, President, to C. S. Miller, Secretary, - -	$10,000 00		
July 6, - - - - - -	$10,000 00		
			20,000 00
			199,969 84
$3,442 25 nominal Pennsylvania 5 per ct. stock of 1840, at 94¾ per ct.		$3261 53	
3,297 90 do. do. 1841 *a* 95		3133 00	
1,845 85 1846 *a* 97½		1799 70	
25,000 00 1853 *a* par		25000 00	
21,099 76 1854 *a* par		21099 76	
16,600 01 1858 *a* 101 per ct.		16766 01	
4,000 00 do. city 5 per ct. stock, 1843 *a* 97½ per ct.		3900 00	
			74,060 00
In cash, - - - - - - -			4990 62
			279,920 46

William Davidson and George Platt, of the city of Philadelphia, stock brokers, being severally sworn, do say, that they have examined the list of the stocks in the foregoing inventory, and have valued and appraised the same at the several rates and prices attached to them respectively.

GEO. PLATT,
WM. DAVIDSON.

Sworn to and subscribed the twenty-fifth day of January, A. D., 1837, before me,
WILLIAM MILNOR, *Ald'n.*

Cha's A. Droz and John S. Oliver, of the city of Philadelphia, having been severally sworn, say, that they have examined the gold watch, a repeater, above mentioned, and value and appraise the same at the sum of one hundred dollars. 100 00

280,020 46

CHARLES A. DROZ,
JOHN S. OLIVER.

Sworn and subscribed the 25th day of January, 1837, before me,
JOHN GEST, *Register.*

Filed January 25, 1837. JOHN GEST, *Register.*

COMMONWEALTH OF PENNSYLVANIA,
City and County of Philadelphia, ss.

I, John Gest, Register for the probate of Wills, &c., in and for the city and county of Philadelphia, do certify by these presents, *that* the foregoing writing to be a true copy of the inventory and appraisements of the goods, chattels and effects of the late Stephen Girard, which have come into the hands of his executors since filing their last inventory, the 31st December, 1832, as filed in the register's office aforesaid.

Given under my hand and seal of our said Register's office,
[L. S.] this 26th day of January, in the year of our Lord one thousand eight hundred and thirty-seven, (1837.)

JOHN GEST, *Register.*

To the Honourable the Circuit Court of the United States for the Eastern District of Pennsylvanta, sitting in equity.

The replication of Françoise Fenelon Vidal, John Fabricius Girard, Margueritte Palmire Girard and her husband, Henry Louis Lardy, Anne Henriette Pelagie Girard and her husband, John Devais Dumaine, John Auguste Girard, Maria Celeste Girard, and her husband, Françoise Louis de Roux, Madelaine Henriette Girard, Margueritte Chloé Girard, and Anne Stephanie Girard, an infant, who appears by her next friend, John A. Girard, all of which above named parties are aliens to the United States, and Henry Stump, a citizen of the United States and of the State of Maryland, to the answer of the Mayor, Aldermen and Citizens of Philadelphia, to the original bill of complaint of Etienne Girard and Françoise Fenelon Vidal, aliens.

These repliants, saving and reserving unto themselves all and all manner of advantage of exception to the manifold insufficiencies of the said answer, for replication thereunto, say, that they will aver and prove the original bill of said Etienne Girard and Françoise Fenelon Vidal, to be true, and certain and sufficient to be answered unto; and that the answer of said defendants is uncertain, untrue and insufficient to be replied unto by these repliants; without this that any other matter or thing whatsoever in said answer contained, material or effectual in the law, to be replied unto, confessed and avoided, traversed or denied, is true; all which matters and things, these repliants are and will be ready to aver and prove, as this honourable court shall direct; and these repliants humbly pray, as the said Etienne Girard and Françoise Fenelon Vidal, in their said original bill, have already prayed, &c., &c.

JAMES M. BROOM, *Solicitor.*
SAMUEL H. PERKINS, *Solicitor.*

To the honourable the Circuit Court of the United States, for the Eastern District of Pennsylvania, sitting in equity.

The replication of Françoise Fenelon Vidal, John Fabricius Girard, Margueritte Palmire Girard, and her husband, Henry Louis Lardy, Anne Henriette Pelagie Girard, and her husband, John Devais Dumaine, John Auguste Girard, Marie Celeste Girard, and her husband, Françoise Louis de Roux, Madelaine Henriette Girard, Margueritte Chloé Girard, and Anne Stephanie Girard, an infant, who appears by her next friend, John A. Girard, all of which above named parties are aliens to the United States, and Henry Stump, a citizen of the United States, and of the State of Maryland, to the answer of Timothy Paxson, Thomas P. Cope, Joseph Roberts, William J. Duane and John A. Barclay, executors, &c., to the original bill of complaint of Etienne Girard and Françoise Fenelon Vidal, aliens.

These repliants, saving and reserving unto themselves, all and all manner of advantage of exception, to the manifold insufficiencies of the said answer, for replication thereunto, say, that they will aver and prove the original bill of said Etienne Girard and Françoise Fenelon Vidal, to be true and certain and sufficient, to be answered unto, and that the answer of said defendants is uncertain, untrue and insufficient to be replied unto by these repliants; without this that any other matter or thing whatsoever in said answer contained, material or effectual in the law, to be replied unto, confessed and avoided, traversed or denied, is true; all which matters and things these repliants are and will be ready to aver and prove, as this honourable court shall direct; and these repliants humbly pray, as the said Etienne Girard and Françoise Fenelon Vidal, in their said original bill, have already prayed, &c., &c.

JAMES M. BROOM, *Solicitor.*
SAMUEL H. PERKINS, *Solicitor.*

To the honourable the Circuit Court of the United States for the Eastern District of Pennsylvania, sitting in equity.

The replication of Françoise Fenelon Vidal, John Fabricius Girard, Margueritte Palmire Girard, and her husband, Henry Louis Lardy, Anne Henriette Pelagie Girard, and her husband, John Devais Dumaine, John Auguste Girard, Marie Celeste Girard, and her husband, François Louis de Roux, Madelaine Henriette Girard, Margueritte Chloé Girard and Anne Stephanie Girard, an infant, who appears by her next friend, John A. Girard, all of which above named parties are aliens to the United States, and Henry Stump, a citizen of the United States, and a citizen of Maryland, to the answer of Timothy Paxson, Thomas P. Cope, Joseph Roberts, William J. Duane and John A. Barclay, executors, &c., to

the amended bill of complaint of Etienne Girard and Françoise Fenelon Vidal, aliens.

These repliants, saving and reserving unto themselves all and all manner of advantage of exception to the manifold insufficiencies of the said answer, for replication thereunto, say, that they will aver and prove the amended bill of said Etienne Girard and Françoise Fenelon Vidal, to be true and certain and sufficient to be answered unto, and that the answer of said defendants is uncertain, untrue and insufficient to be replied unto by these repliants; without this, that any other matter or thing whatsoever, in said answer contained, material or effectual in the law, to be replied unto, confessed and avoided, traversed or denied, is true; all which matters and things these repliants are and will be ready to aver and prove, as this honourable court shall direct; and these repliants humbly pray, as the said Etienne Girard and Françoise Fenelon Vidal, in their said amended bill, have already prayed, &c., &c.

JAMES. M. BROOM, *Solicitor.*
SAMUEL H. PERKINS, *Solicitor.*

Replications filed 29th May, 1840.

In the Circuit Court of the United States for the Eastern District of Pennsylvania.

Etienne Girard and Françoise Fenelon Vidal, aliens, and citizens and subjects of the monarchy of France, *vs.* The Mayor, Aldermen and Citizens of Philadelphia, Timothy Paxson, Thomas P. Cope, Joseph Roberts, William J. Duane and John A. Barclay, executors of Stephen Girard, deceased; Mark Richards, trustee of Caroline Haslam; John Hemphill and Maria A., his wife; John Y. Clark and Henriette, his wife; and John B. Haslam and Caroline, his wife, all citizens of the State of Pennsylvania.	In Equity, Oct. Sess., 1836.

Deposition of witnesses produced, sworn or affirmed, in the above case, before Oliver Hopkinson, examiner, at his office, in the city of Philadelphia, on the 28th day of May, 1840, and on divers other days thereafter, in pursuance of an order of court, dated 18th of May, 1840, as follows:

Met on the 28th day of May, A. D. 1840, at 4 o'clock, P. M., but the indisposition of Mr. Olmstead being suggested by Mr. Perkins, adjourned to Wednesday, 3d of June, A. D. 1840, at 4 o'clock, P. M.

Met on Wednesday, 3d day of June, pursuant to adjournment. Counsel present, Messrs. Perkins, Broome, Meredith, Olmstead and Troubat.

Dispigne Grelaud, of the city of Philadelphia, a witness produced, sworn and examined on the part of the complainants, deposes and says: I knew Maria Antoinette, wife of John Hemphill. When I first knew her she was about fifteen years of age; she was brought from Bethlehem to my house, by the directions of Mr. Stephen Girard; Mr. Girard always paid me, I mean Stephen Girard; I always consulted him, and followed his directions in matters relating to her education; Marie Antoinette was the daughter of Stephen Girard's brother; his brother's name was John; Stephen Girard had two other nieces, Mrs. Caroline Haslam and Mrs. Henriette Clark; Henriette married, first, General Lallemand, afterwards Dr. John Y. Clark, after the death of General Lallemand; Caroline first married a Mr. John B. Haslam, afterwards married Mr. Peale; of the three nieces, all resided here in Philadelphia; they reside here now, though Mrs. Clark is at present in Europe; I always considered Mrs. Hemphill, Mrs. Clark and Mrs. Haslam, as sisters; Stephen Girard always treated them as his nieces, and he placed them under my charge as his nieces; Dr. Clark lived here in Philadelphia, as did also Mr. Haslam, Mr. Hemphill and General Lallemand, until he died; Henriette, the wife of Dr. John Y. Clark, is the person mentioned in the will as his, Stephen Girard's, niece Henriette; Marie Antoinette, wife of John Hemphill, is likewise the niece mentioned in the will of Stephen Girard, as his niece Maria Antoinette; Caroline Haslam is the individual mentioned in the will of Stephen Girard, as his niece Caroline, married to Mr. Haslam; I never knew any other children of John Girard, except the three I have named, Marie Antoinette, Henriette and Caroline.

The witness, on hearing her deposition read, says, but two of the nieces were educated in my house, Maria Antoinette and Caroline Haslam.

The counsel for the city of Philadelphia declined a cross-examination.

D. GRELAUD.

Deposition taken, reduced to writing, and by the witness subscribed and sworn, this 3d day of June, A. D. 1840, before me,

OLIVER HOPKINSON, *Examiner.*

Adjourned to Monday the 8th of June, 1840, at 4 o'clock, P. M.

Met on Monday, 8th of June, 1840, at 4 o'clock. Counsel present, Messrs. Broom, Perkins, Troubat, Meredith and Olmstead.

John Ducoing, of the city of Philadelphia, of the age of seventy-two years, a witness produced, sworn and examined on the part of the complainants, says: I knew Stephen Girard, late of the city of Philadelphia; he left no children that I know of; he left a brother, I don't remember his name, I don't know whether he is dead now or not; he resided some fifteen miles up the river Ga-

ronne; I knew, also, another brother of his, his name was John Girard, he resided at Cape François; he is now dead; he died in Africa about fourteen years before his brother, Stephen Girard; he, John Girard, left four children, three daughters and one son—I don't remember the names; the boy went to Europe—sent there by Stephen—and died at some academy in Paris before Stephen Girard's death; he was unmarried; aged, I believe, between fifteen and sixteen years—he died without issue; all the daughters were married; one married Dr. Clark, one married Mr. Hemphill, and the other married Mr. Haslam, and afterwards Mr. Peale; Mr. Stephen Girard had a sister, his only sister, who came into this country about thirty years ago; she is since dead, leaving an only daughter, being her only child—the name of that daughter is Madam Vidal; the father of Madam Vidal was a Mr. Fenelon, a broker in Bordeaux; she afterwards married Mr. Vidal; the father and mother of Madam Vidal are both dead, as also is the husband, Mr. Vidal; except the two brothers that I have named, and Madam Fenelon, the sister of Stephen Girard, I never heard of any brothers or sisters of Stephen Girard. The counsel for the city decline a cross-examination. John Ducoing says, I was in the employment of Stephen Girard from the year 1793 until his death; I was at his bed-side when he died.

J. DUCOING.

Deposition taken, reduced to writing, and by the witness subscribed and sworn, this 8th day of June, A. D. 1840, before me,

O. HOPKINSON, *Examiner.*

Thomas U. Walter, of the city of Philadelphia, of the age of thirty-five years, a witness produced, affirmed, and examined on the part of the complainants.

Question by Mr. Perkins.—Are you the Architect of the Girard College now building under the direction of the Mayor and Aldermen and Citizens of Philadelphia?

Mr. Meredith objects to the question.

Adjourned until the 17th day of June, A. D. 1840, in order that in the meanwhile the opinion of Judge Hopkinson may be consulted, and his decision obtained upon the above objection.

O. HOPKINSON, *Examiner.*

Met on Wednesday, the 17th of June, A. D. 1840. Counsel present, Messrs. Perkins, Olmstead, Troubat, Broom and Meredith.

Thomas U. Walter, the witness produced and affirmed as herein before stated, says: I am the architect of the Girard College now building under the direction of the Mayor, Aldermen, and Citizens of Philadelphia; I was elected on the 28th of March, 1833; I entered upon the duties of my office the next day; the plans for which I received the premium were not those that were ultimately adopted;

as soon as I was appointed architect, a building committee was appointed under an ordinance providing for the building of the college; the same ordinance provided for the appointment of a committee of eight of the trustees of the college; the same ordinance made it the duty of the joint committee and the architect to prepare a plan; in that joint committee the suggestion of the present plan was made; the general features having been adopted by the committee, I made the designs, which were adopted by the committee, presented to the councils, and subsequently adopted by that body; this was in April, 1833,—the 23d of April, 1833; I have been the architect ever since, and have attended to the execution of the plans; I cannot tell how many scholars the college, as now planned, will accommodate, not knowing the system of education that will be adopted; I cannot tell how many scholars the college, on its present plan, is capable of accommodating, because that will depend upon the arrangements that may be made by the persons having charge of the school. The four out-buildings, independent of the main building, as they are now designed, and in progress of execution, will, under any circumstances, accommodate at least three hundred scholars and the teachers, and the other persons necessary for the full organization of the college; the college was founded the 4th of July, 1833; the corner-stone was laid on that day; I am unable to state from recollection upon what estimate of the cost of the college and its appendages the plan was adopted; the papers are in the possession of the building committee; the building committee are James Hutchinson, chairman, and Cornelius Tiers, Isaac Elliot, John Wiegand, and others; I cannot tell how much has been actually expended; I do not keep the accounts; all monies are paid by Mr. Jones, and the books are kept by Mr. Overn, the clerk; I can't tell how much more will be required to complete the building of the college and its appendages, the estimates being in the possession of the building committee, and I do not know how much has been expended since the estimate I gave them some months ago; I am acquainted with the seat called Peel's Hall, containing forty-five acres and a fraction more, whereon the said college is now in the course of construction; it is impossible for me, without making a plan, to say how many scholars the forty-five acres will admit of buildings to accommodate, including the requisite teachers and other persons necessary in such an institution; the plan now adopted, and in course of completion, admits of extension to the whole extent of the forty-five acres; for reasons before assigned, I cannot say how many scholars the college would accommodate when extended; can't tell the expense without making an estimate; as to what cost would be incurred by extending the building, I can say nothing without estimating; I don't know the exact cost of one of the exterior columns; I decline saying whether I can answer within a thousand dollars without reference to the books of the expenses of

the college; these books are in possession of the clerk of the works, Samuel Overn; there are thirty-four columns to the main building; I could tell the cost of the capitals of those columns within five hundred dollars, but do not like to speak on matters of record without reference to the books; I have no idea what it will cost to keep up the establishment on its present plan; besides the day's workmen, there are employed, Jacob Souders, General Superintendent, at the salary of fifteen hundred dollars per annum; Finley Highland, Superintendent of Marble Work, at fifteen hundred dollars per annum; Joseph O. Sawyer, Master Carpenter, at nine hundred dollars per annum; David Sunderland, Foreman of the Marble Masons, paid about nine hundred dollars per annum; and Samuel Arthers, a kind of superintendent of the building, furniture, and effects of the late Stephen Girard, paid something between four and five hundred dollars; and Samuel Overn, clerk of the works, at one thousand dollars per annum; my own salary is two thousand dollars per annum; I can't say, without reference to accounts, how much has been paid to me besides my salary, for expenses incurred by travelling on the duties of my office; I visited Europe on the business of the college, and my expenses were defrayed by the college—I was gone four months and a half.

Mr. Meredith declines a cross-examination, and objects to the course of evidence as irrelevant. Mr. Perkins asks if witness will refer to his books to give the cost of the columns. Mr. Walter declines making such promissary oath.

THOMAS U. WALTER.

Deposition taken, reduced to writing, and by the witness subscribed and affirmed, this 17th day of June, A. D. 1840, before me,

OLIVER HOPKINSON, *Examiner.*

Adjourned to Friday, the 26th of June, A. D. 1840, at 4 o'clock, P. M.

Met on Friday, the 26th of June, A. D. 1840, pursuant to adjournment. Counsel present, Messrs. Meredith, Olmstead, and Perkins. On motion of Mr. Perkins, adjourned to Friday, July 3d, 1840.

Met on Friday, the 3d of July, A. D. 1840, pursuant to adjournment. Counsel present, Messrs. Meredith, Perkins, and Olmstead. Adjourned in consequence of the absence of Mr. Bache, until Tuesday, the 7th of July, at 4 o'clock.

Met on Tuesday, the 7th of July, at 4 o'clock, pursuant to adjournment. Counsel present, Messrs, Meredith, Olmstead, and Perkins.

Thomas U. Walter being recalled, and examined on the part of the complainants, having been duly affirmed as aforesaid, on his first examination, says: I have referred to my memoranda to ascertain the cost of the columns; one of them cost thirteen thousand one hundred and twenty-six dollars; we set the average cost down at thirteen thousand two hundred dollars; there are thirty-four of them. Up to the first of last January, there was expended one million ninety-nine thousand eight hundred and sixty dollars,—which may be found particularly set forth in the reports which have been already published. About two-thirds of all the work was completed the first of January last. This calculation includes every thing.

The counsel for the city of Philadelphia continue their objection to the course of testimony.

THOMAS U. WALTER.

Deposition taken, reduced to writing, and by the witness subscribed and affirmed, this 7th of July, A. D. 1840, before me,

OLIVER HOPKINSON, *Examiner.*

Alexander Dallas Bache, of the city of Philadelphia, aged 34 years, or thereabouts, a witness, produced, sworn, and examined on the part of the complainants, says: I am now President of the Girard College; I was appointed in July, 1836, at a salary of four thousand dollars per annum; that was not inclusive of my travelling expenses in Europe; I was absent about two years on the business of the college; I visited most of the elymosinarys institutions and schools in some of the countries of Europe; my public expenses incurred during those two years amounted to about seven thousand dollars. The number of scholars that can be accommodated, will depend very much upon the detail of the plan of the institution. The plans of the building, which I understand to be now in progress, will accommodate, in my opinion, at least three hundred pupils,—I mean, including the four out-buildings. The estimate above made, of seven thousand dollars, does not include books and apparatus purchased or ordered during my said visit; the cost of which will appear in the reports of the trustees of the college to the councils.

A. D. BACHE.

Mr. Bache further says, that numerous applications for admission of orphans have been made; I don't know the number.

A. D. BACHE.

Deposition taken, reduced to writing, and by the witness subscribed and sworn, this 7th day of July, A. D. 1840, before me,

OLIVER HOPKINSON, *Examiner.*

Benjamin Jones, Jr., of the city of Philadelphia, aged about sixty-four years, a witness produced, affirmed, and examined, on the part of the complainants, declares and says: I am the Treasurer of the Girard Estate; I have held that office since January, A. D. 1834; my salary is fifteen hundred dollars per annum. There is no allowance for clerk hire or stationary. There are paid out of the Girard fund, an agent for the estate, at a salary of fifteen hundred dollars per annum; an agent for farms, at a salary of five hundred dollars per annum; a secretary to the commissioners of the Girard estate, at a salary of four hundred dollars per annum; a messenger, at a salary of four hundred dollars per annum. These do not include any persons connected with the college. Those connected with the college are paid by me. There has been paid, to the best of my recollection, to the use of the trustees of the college, upwards of thirty-four thousand dollars from the commencement up to this time. This calculation does not include appropriations for the college buildings and lands. The appropriations for the ground and buildings, and for the trustrees, include all the expenses of the college, except about twelve hundred dollars expended for plans and other matters. The appropriation for the trustees is exhausted. I was not the first treasurer. The city treasurer acted in the first instance; Mr. Britton Cooper was the first one appointed.

The counsel for the city of Philadelphia continue their objection to the testimony, and decline a cross-examination.

BENJAMIN JONES, Jr.

Deposition taken, reduced to writing, and by the witness subscribed and affirmed, this 7th day of July, A. D. 1840, before me,

OLIVER HOPKINSON, *Examiner.*

Adjourned to Monday afternoon, the 20th of July, 1840, at 4 o'clock.

Met on Monday, the 20th of July, 1840, pursuant to adjournment. Counsel present, Messrs. Perkins, Meredith, Olmstead, and Broom.

Benjamin Jones, Jr., a witness before examined on the part of the complainants, being recalled, and re-examined on the part of the complainants, says: I cannot, without reference to books, tell what amount has been paid away, or appropriated, belonging to the estate of Stephen Girard, since his death. All these matters, since I have been treasurer, are to be found in the condensed accounts, published according to the will, in two of the daily papers of the city of Philadelphia, in the month of January of every year.

BENJAMIN JONES, Jr.

Deposition taken, reduced to writing, and by the witness subscribed and affirmed, this 20th day of July, A. D. 1840, before me,
OLIVER HOPKINSON, *Examiner.*

James Bayard, of the city of Philadelphia, aged 38 years, or thereabouts, a witness produced, sworn, and examined on the part of the complainants, deposes and says: I am the Secretary of the Board of Trustees of the Girard College; I have held that office since the organization of the Board, in March, A. D. 1833. Applications for the admission of forty-five orphans have been made to the Board, and filed; three more applications have been made to me, but have not yet been presented to the Board. No estimate of the expenses of the education of the pupils has, to my knowledge, been made; nor of the furniture and apparatus. Public notice has not been given yet for applications for admission of pupils; nor has the Board made any order inviting such applications.

JAMES BAYARD.

Deposition taken, reduced to writing, and by the witness subscribed and sworn, this 20th day of July, A. D. 1840, before me,
OLIVER HOPKINSON, *Examiner.*

Thomas U. Walter, a witness before examined on the part of the complainants, being recalled and re-examined on the part of the complainants, and being shewn the documents marked A, B, C, D, E, F, G, hereto attached, says: These are the reports referred to and mentioned by me in my examination, taken the 7th day of July, A. D. 1840, and were made at or about the periods at which they bear date, and are my official reports. My estimate of the amount required to finish the buildings, including the grounds, yard, wall, and arrangements for supplying the establishment with water, on the first of January, A. D. 1840, amounted to eight hundred and sixty-two thousand seven hundred and fifty-nine dollars, in addition to what had been expended at that time. This estimate includes the two western out-buildings, which will be similar, in exterior appearance, to the two eastern ones; a wall to enclose the whole forty-five acres, (more or less); lodges and a gate of entrance; a building to contain laundry, &c.; and a reservoir to supply the buildings with water, including all expenses pertaining thereto.

THOMAS U. WALTER.

Deposition taken, reduced to writing, and by the witness subscribed and affirmed, this 20th day of July, 1840, before me,
OLIVER HOPKINSON, *Examiner.*

Adjourned to Thursday, July 23d, 1840.

Thursday, July 23d, 1840, met. Counsel present, Messrs. Perkins, Meredith, and Olmstead.

Adjourned on account of the absence of a witness until Wednesday, the 29th of July, A. D. 1840.

Met on Wednesday, the 29th of July, 1840, pursuant to adjournment. Counsel present, Messrs. Perkins, Olmstead, and Troubat.

Benjamin Jones, Jr., a witness before examined on the part of the complainants, being recalled and re-examined on the part of the complainants, says: Since my last examination, I have examined the accounts of monies paid on account of the Girard estate since I have been treasurer, as published. I can't tell exactly what was expended in 1833. There have been expended for the college, during the year 1834, one hundred and fourteen thousand and seventy-seven dollars and twenty cents. In the year 1835, was expended one hundred and twenty-one thousand one hundred and fifteen dollars and thirty-nine cents for the college. In 1836, was expended one hundred and fifty-three thousand nine hundred and forty-nine dollars and seventy-four cents. In 1837, was expended one hundred and eighty-one thousand eight hundred and thirty-nine dollars and seventy-nine cents. In 1838, was expended two hundred and twenty-nine thousand nine hundred and thirty-seven dollars and fifty cents. In 1839, was expended two hundred and thirty-one thousand and eighteen dollars and twenty-three cents. The above sums were expended, as stated, exclusively on account of the college. These yearly amounts are entirely distinct from any appropriations for the trustees. There was expended by the trustees, in the years 1834, 1835, 1836, 1837, 1838, and 1839, about thirty-four thousand and four hundred dollars. The aggregate of money expended and paid away by direction of the Mayor, Aldermen, and Citizens of Philadelphia, out of the funds devised for the Girard College, and the residuary estate of the late Stephen Girard, exclusive of the annuities as provided for in his will, and also exclusive of the income arising from the legacy of five hundred thousand dollars, left in trust for the Delaware Avenue and Fuel fund, provided in his will, amounted, in the year 1834, to the sum of two hundred and one thousand nine hundred and thirty-one dollars and forty-nine cents. In 1835, to one hundred and ninety-one thousand eight hundred and sixty-five dollars and sixteen cents. In 1836, to four hundred and seven thousand seven hundred and eleven dollars and twenty-two cents. And in 1837, to three hundred and thirty-eight thousand two hundred and eighty-five dollars and eighty-four cents. In 1838, to three hundred and eighty thousand six hundred and twenty-seven dollars and fifty-one cents. In 1839, to three hundred and seventy-six thousand five hundred and fourteen dollars and twenty-two cents. I can tell, by recollection, within a few dollars, that there has been expended from the first of January, 1840, until the 29th of July,

1840, about sixty-seven thousand dollars for the college. The total amount expended in the year 1834, was two hundred and twenty-five thousand nine hundred and thirty-eight dollars and fifty-three cents. In 1835, was two hundred and forty-nine thousand and thirty-four dollars and thirteen cents. In 1836, was four hundred and fifty-eight thousand three hundred and thirty-eight dollars and ninety-eight cents. In 1837, was three hundred and eighty thousand nine hundred and ninety-nine dollars and twenty-eight cents. In 1838, was three hundred and ninety-nine thousand four hundred and sixty-one dollars and seventy cents. In 1839, was four hundred and thirty thousand five hundred and seventy-six dollars and thirteen cents. In 1840, up to the 1st of July, was one hundred and eighteen thousand nine hundred and twenty-five dollars and eighty-eight cents. In these last enumerated totals are included all expenditures, as well the houses on Girard Square as all others. I cannot give exactly the expenditures of 1832 and 1833, as I was not then in office. I believe the amount expended in 1833 was, exclusive of Delaware Avenue, one hundred and nineteen thousand four hundred and ninety dollars and thirteen cents; and that the amount expended in 1832, was thirty-one thousand six hundred and seventy dollars and twenty-one cents. These amounts for the years 1833 and 1832, are exclusive of the annuities provided for in the will, and also of the income arising from the legacy of five hundred thousand dollars for Delaware Avenue.

The counsel for the city, &c., object, and decline cross-examination.

BENJAMIN JONES, Jr.

Deposition taken, reduced to writing, and by the witness subscribed and affirmed, this 29th day of July, A. D. 1840, before me,

OLIVER HOPKINSON, *Examiner.*

William Strickland, of the city of Philadelphia, aged about fifty-one years, a witness produced, sworn and examined on the part of the complainants, deposes and says, I have appeared here in obedience to a subpœna; I have been served with such a writ three times in relation to this examination; this is the first time that I have attended; I am by profession an architect; I have been in that profession for at least thirty years. I have seen the Girard College on the place called Peel Hall, within the last five or six weeks. The present main building, the two east and two west buildings, together with the laundry and the necessary approaches and court-yards, will occupy a space of about seven and a half acres. There could, upon the forty-five acres, be conveniently erected five other establishments similar to the above, with like out-buildings, approaches and court-yards. The other establishments which I have said might be built upon the forty-five acres, would cost five times as much as the one in progress and estimated

by the architect of the college, provided labor and materials do not change in price, and the same style and ornaments are employed. Six such colleges could never be necessary as main buildings; it would only be proper to erect a number of plain and isolated buildings for the accommodation of the scholars. These additional buildings, if built in a plain and substantial manner, and of bricks instead of marble, would cost about thirty-five or forty thousand dollars a piece, supposing them to be built of the same size as those now erecting. I think there might be twelve more such out-buildings built on the forty-five acres, leaving abundant space for gymnasia, approaches, court-yards and play grounds. I think that fifteen hundred orphans could be accommodated on the whole site of forty-five acres. They could, on reflection, accommodate two thousand orphans. This calculation leaves ample room for gardening and out-grounds for culinary purposes, or other, and would also leave room for workshops, and other establishments necessary for instruction in the useful arts and sciences.

The counsel for the city, &c., object and decline a cross-examination.

WILLIAM STRICKLAND.

Deposition taken, reduced to writing, and by the witness subscribed and sworn, this 29th day of July, A. D. 1840, before me,

OLIVER HOPKINSON, *Examiner.*

Adjourned until Wednesday, August 12th, 1840, at 4 o'clock; adjourned over until Wednesday, August 26th, 1840, at 1 o'clock.

Adjourned to Saturday, August 29th, 1840, at half-past 3 o'clock.

William Strickland, the witness last examined, being re-examined on part of the complainants, says, by the phrase "five other establishments," in the eighteenth line of my former deposition, I mean, five main colleges, and twenty out-buildings; and my opinion, as intended to be expressed in my said deposition, is, that the forty-five acres will contain, in all, *six* such sets of colleges and out-buildings. By the phrase "twelve more such out-buildings," in the thirty-fifth and thirty-sixth lines of my previous deposition, I mean that there might be, in all, upon the forty-five acres, twelve such sets of out-buildings, or, in other words, forty-four out-buildings and one college; inasmuch as the space occupied by the present college or main buildings, is sufficient for the accommodation of four out-buildings, such as those now erecting. If, by the increase of the number of scholars, it should be necessary to build one or more main buildings, similar to the present main buildings, and in addition to it, it would diminish the number of out-buildings in the proportion of four of said out-buildings to one main building. If the out-buildings should be built in marble instead of brick, as is

assumed in my estimate, in my former deposition, the cost of each would be from fifty to sixty thousand dollars.

WILLIAM STRICKLAND.

Deposition taken, reduced to writing, and by the witness subscribed and sworn, this 29th day of August, A. D. 1840, before me,

OLIVER HOPKINSON, *Examiner.*

A.—T. U. Walter's Deposition.

Report of the Building Committee of the Girard College for Orphans, to the Select and Common Councils of Philadelphia, together with a Report to the building Committee.

Report of the Building Committee of the Girard College for Orphans, to the Select and Common Councils of Philadelphia.

The Building Committee having been called upon by Councils to furnish a description of the College, embrace the present opportunity of complying with the request.

They are gratified in having it in their power to say, that the edifice, thus far, is "*constructed with the most durable materials and in the most permanent manner.*" They have carefully avoided the use of any "*needless ornament,*" and attended "*chiefly to the strength, convenience, and neatness of the whole.*"

The house is 111 "*feet east and west,*" and 169 "*feet north and south;*" it is "*built on lines parallel*" with the east and west city streets, deviating from a parallel with the north and south streets only as much as said streets deviate from a right angle.

The design adopted by councils, and now being executed by the committee, makes the house "*three stories in height; each story 15 feet high in the clear from the floor to the cornice.*" The elevation of the arch, together with the thickness of the floor and arch, makes each story 25 feet from floor to floor.

"The whole building" will "*be fire-proof inside and outside.*"

"*The floors and the roof are to be formed of solid materials, on arches, turned on proper centres, so that no wood will be used except for doors, windows, and shutters.*"

"*Cellars*" are "*made under the whole building; the doors to them from the outside are on the east and west of the building, and access to them from the inside will be by steps descending to the cellar floor from each of the entries or halls hereinafter mentioned; and the inside cellar doors are to open under the stairs on the north-east and north-west corners of the northern entry, and under the stairs on the south-east and south-west corners of the southern entry.*"

There is "*a cellar window, under, and in a line with each window of the first story; they*" are "*built*" 3 feet "*below and*" 3 feet "*above the surface of the ground; the ground outside of each window*

is supported by strong walls:" "*the sashes*" are to "*open inside, on hinges, like doors,*" and there is to "*be strong iron bars outside of each window,*" *placed securely in the portico floor.* "*The windows inside and outside,*" are "4 *feet wide in the clear.*"

"There" is "in each story 4 rooms, each room being 50 feet square in the clear."

"The four rooms on each floor occupy the whole space east and west on such floor or story, and the middle of the building north and south, so that in the north of the building, and in the south thereof, there remains" a space of 26 feet, "for an entry or hall in each, for stairs and landings."

"In the north-east and in the north-west corners of the northern entry or hall on the first floor, stairs" are to "be made so as to form a double staircase, which" are to "be carried up through the several stories; and in the like manner in the south-east and south-west corners of the southern entry or hall, stairs" are to "be made on the first floor, so as to form a double staircase, to be carried up through the several stories; the steps of the stairs are to be made of smooth white marble with plain square edges;" each step is to be 7½ inches rise, and 12 inches on the tread.

The outside and inside foundation walls are 14 feet high, in the clear, from the ground to the ceiling, (or under side of the arches); the first floor is eight feet above the level of the ground around the building, after such ground shall have been properly regulated.

The only deviation from any of the details prescribed by Mr. Girard, is in the thickness of the walls; Mr. Girard directs, that at a certain height the walls shall be reduced to two feet in thickness; but a direction like this, in a matter essentially affecting the strength of the building, must naturally be governed by the leading injunctions in the will, that the building should be "constructed in the most permanent and durable manner."

Mr. Walter, the architect, and Mr. Souder, the general superintendent, have both unequivocally asserted that the college could not be built in a "permanent manner" with walls of a less thickness than those the committee are now constructing. Although the committee have implicit confidence in the skill and practical knowledge of their architect and superintendent, yet they have thought it advisable to consult the various plans and communications that were submitted to councils, at a time when every mind was unbiassed on this important subject.

R. W. Israel & Co., of Lowell, Massachusetts, say, that the weight of the arches, and the filling up to obtain a level for the floors, would be much too great for the walls.

William Roderigue, architect and engineer, says, the walls are limited to 2 feet in thickness, which would leave them too weak to support the pressure of an arch of 50 feet span.

R. W. Crisp, practical builder, remarks in relation to his plan, that he has "increased the thickness of the walls so as to make

them more able to carry the superincumbent weight of the arches and roof."

John Kutts, architect, has made the walls on his plan 3 feet 6 inches thick.

William Strickland, architect and engineer, on his plan for the college, in the form of a Greek temple, has laid down the thickness of his external walls at 3 feet, in addition to which he has surrounded the building with 50 massive columns.

Mr. Holden, architect, has made his exterior walls 6 feet in thickness.

Messrs. Town, Davis & Daken, architects, New York, have made part of their exterior walls 5 feet thick.

The committee finding such a concurrence of testimony, among scientific and practical men, in regard to the strength necessary to sustain the immense weight of the roof and the arches, have naturally looked to that portion of the will directing the college to be built in the most permanent manner. They have accordingly made the walls of a sufficient thickness to sustain the superincumbent weight.

Arrangements have been made for chaining or banding the walls in the manner that Mr. Girard has directed.

The elevation of the roof is one-ninth of the whole span; this being "*as nearly horizontal as may be, consistently with the easy passage of water to the eaves;*" "*the outside walls*" are to "*be carried up of the thickness of two feet, to the height of two feet above the roof,*" and to "*have a marble capping, with a strong and neat iron railing thereon.*"

"*The outside walls*" *are to* "*be faced with slabs or blocks of marble,*" the thickness of none of the courses "*being less than two feet,*" understanding by the thickness the vertical dimensions; these blocks are to be "*fastened together with clamps securely sunk therein.*"

"*The floors and landings, as well as the roof, are to be covered with marble slabs, securely laid in mortar; the thickness of the marble on the roof will be double that of the floors.*"

"*In constructing the walls, as well as in turning the arches, and laying the floors, landing, and roof, good and strong mortar and grout are to be used, so that no cavity whatever may any where remain.*"

Provision is made for a large furnace in each end of the cellar, "*for the generation of heated air,*" and flues are to be constructed in the walls, for the purpose of conducting the warm air thus generated to all the rooms in the house.

The committee deem it expedient to postpone the dividing of the large rooms for library, &c., until the building is roofed in, and the system of education is adopted.

There are two principal doors of entrance into the college, one into the entry or hall on the first floor in the north, and one in the south of the building, and in the centre between the east and west

walls; these doors are proportioned according to the size of the building, the purpose of the doors, and the size of the entry.

The same principle has governed in deciding upon the size and position of all the interior doors and windows.

All the doors are to be double; those opening into the rooms, to be what are termed glass doors; and those opening outward, to be of substantial wood work, well lined and secured.

The windows of the second and third stories are to be made in the style of those in the first and second stories of Mr. Girard's late dwelling, in North Water street,—that is to say, they are to be made to open in the centre, and hung on hinges the same as doors; the windows of the first story to be in the same style, except that they are not to descend to the floor, but so far as the surbase, up to which the wall is to be carried, in the same manner as in Mr. Girard's house in Passyunk township.

The whole building is to be surrounded with a portico, 21 feet in width, with columns of the Grecian Corinthian order, which is essentially necessary, inasmuch as it affords strength and stability to the third story arches.

As it regards the arching of the first and second stories, there is no difficulty, inasmuch as the superincumbent weight will create a resistance to lateral pressure, and prevent any swerving that might occur from the tremendous pressure of the arches; but the third story arches, not having the advantage of superior weight, must be secured by some other method.

All the arches will be banded with iron. In the words of Mr. Girard, they will "be secured with iron chains," but these chains cannot embrace all that portion of the wall that is subjected to outward pressure; all the force cannot be positively resolved upon one horizontal line; the chains are of great importance, it is true, but something more than chains is requisite. As a dernier resort, therefore, a flank colonnade was adopted.

The weight of the materials used in the construction of the entablature, ceiling of portico, roof, &c., is supported, one-half on the columns, and one-half on the wall of the building; this additional weight, applied directly to that part of the wall receiving the thrust of the third story arches, will prevent any "cracking or swerving," and give strength and durability to the whole work.

In addition to the strength gained by the weight on the walls at the spring of the arches, the ceiling of the portico and entablature will be securely clamped together with iron; by this means a band will be formed around the whole building, which will give permanency and durability to the edifice.

All which is respectfully submitted.

JOHN GILDER, JAMES HUTCHINSON,
JOSHUA LIPPINCOTT, DENNIS M'CREDY,
JOSEPH WORREL, JOSEPH B. SMITH,
JOHN BYERLY, JOHN R. NEFF,

Philadelphia, January 7, 1834. *Committee.*

Report of the Architect of the Girard College, to the Building Committee.

Gentlemen,—In compliance with your resolution directing me to prepare a drawing of the college, together with a report of the state of the works, I have made a perspective view, exhibiting the appearance the building will present when finished; this drawing, together with the following report, is respectfully submitted.

We have already progressed so far with the work as to be prepared to commence setting marble in the spring.

The outside cellar walls of the house are completed to the height of the floor of the portico; the walls above this, are to be faced with marble.

The interior walls are nearly all as high as those of the outside, and are prepared to receive the arches; it was thought inexpedient to construct any of the arches this season, in order that the heavy expense of making a temporary roof over the whole building might be avoided.

The materials are on the land, both for the centering and the arches, and they will be constructed early in the ensuing spring.

The walls for the support of the porticoes are raised to the proper height for receiving the columns, with the exception of an opening left for convenience in conveying materials into the building for the interior walls.

The edifice is now about ten feet above, and six feet below the present surface of the ground, making the whole height of the stonework about sixteen feet above the foundation.

The walls are all securely covered with straw, and roofed with rough boards, to protect them from injury by frost, during the winter.

The old mansion house, having been found to occupy the most eligible situation for the college, was taken down, and a new farm-house built of the old materials; this house is situated about 300 yards west of the college, and is intended to be rented to some good farmer, for the purpose of having that part of the farm not occupied by the college buildings, brought under a state of culture.

This farm-house is 40 feet front, by 18 feet deep, and two stories high, having a kitchen attached thereto. The plastering is all finished, and the carpenter's work is in such a state of forwardness as to admit of the house being prepared for a tenant by the first of March next.

Contracts have been entered into, on very advantageous terms, for all the marble required in the construction of the college, with the following gentlemen: Messrs. Jacobs & Cornog, Davis Henderson, Jehu Brooks, and John M. Davis & Co. The quarries belonging to these gentlemen are all in the State of Pennsylvania, and within twenty-six miles of Philadelphia; they have been actively employed in furnishing marble under their respective con-

tracts, during the last four months; the quality of that already delivered is very superior.

The stone-cutters' work, thus far, merits approbation.

The following materials, not yet made use of in the building, are now on the ground; 3030 superficial feet of ashlar, finished; 2500 do. sawed; 4286 cubic feet of unwrought marble in blocks, suitable for capitals, bases, and architraves, for the exterior porticoes, and ashlar for the building; making in all 9816 feet of marble, wrought and unwrought, now on the land. Several of these blocks have been sawed and prepared for capitals and bases of columns, and carvers are now employed on three of said blocks.

All the lumber for the centering for the cellar story of arches, has been cut to order, and delivered on the premises.

About 30,000 feet of common boards, for sheathing the centres, have also been obtained, and used for the temporary roof on the walls.

The rest of the lumber on the land amounts to about 65,000 feet; the principal part of this is plank for scaffolding.

We have also 375,000 paving bricks, reserved for constructing the arches.

A large quantity of river sand has been obtained, in consequence of the difficulty of procuring that article in the spring.

The whole amount of money expended since the commencement of the work, is $69,996.

The materials and workmanship that remain unpaid for, amount to about $9,000.

There have been erected on the premises, for the accommodation of the workmen, a blacksmith's shop, a carpenter's shop, two stone-cutters' shops, a carver's shop, and two sheds for the stone-cutters.

All the contracts have thus far been faithfully executed, and the contractors have given general satisfaction.

I am, gentlemen,

Very respectfully,

Your obedient servant,

THOMAS U. WALTER, *Architect.*

To JOHN GILDER, Esquire,
Chairman of Building Committee,
Girard College for Orphans.

Girard College, December 23, 1833.

B.—T. U. Walter's Dep'n.

Report of the Building Committee of the Girard College for Orphans, to the Select and Common Councils of Philadelphia, together with a Report to the Building Committee.

Report.—The Building Committee of the "Girard College for

Orphans," to the Select and Common Councils of Philadelphia, report:

That in pursuance of the duties of their appointment, it devolves upon them to communicate to Councils their proceedings during the past year.

They take pleasure in saying, that the work under their charge has progressed to their entire satisfaction, and their expectations have been fully realized in its execution.

Nothing has been omitted that would give permanency and durability to the edifice; and all contracts have been made with *strict* reference to economy on the one hand, and the capability of the contractors on the other.

The committee would further observe, that the rapidity with which the work has progressed during the past year, merits their approbation. They are of opinion that more than one story of the college should not be constructed in any one year, and each season's work should be so arranged as to make the arching the first business of the year; that course has been thus far pursued, and its advantages are obvious; the arches have time to become sufficiently firm to enable them to resist uninjured the frosts of winter, and when they are left at the close of the season, there is about 18 feet of the walls of the next story above them, which has a tendency to strengthen them.

The committee respectfully recommend, that one of the out-buildings be commenced in the ensuing spring; and in order that the arrangement of these buildings may be such as fully to meet the purposes of the Institution, they recommend that the Trustees of the Girard College be requested to appoint a committee of eight, who, together with this committee, and the architect, shall be directed to lay before councils a plan embracing the whole arrangement of out-buildings.

They respectfully submit the report of the architect, which document contains a detailed account of the proceedings in relation to the college during the past year; also a summary statement of the expenditures since the commencement of the work.

All of which is respectfully submitted.

JOHN GILDER, *Chairman.*
JAMES BURK,
PETER WRIGHT,
JOHN M. BARCLAY,
JAMES HUTCHINSON,
DENNIS M'CREDY,
JOS. LIPPINCOTT,
J. ROACH.

Philadelphia, Dec. 26, 1834.

To the Building Committee of Girard College for Orphans.

GENTLEMEN:—Having closed the work for the present season, I have the honor, in conformity with your instructions, to lay before you a summary of our proceedings during the past year.

At the date of my last annual report, the walls of the building were so far advanced as to be prepared for receiving the arches to support the floor of the first story; and your resolution of the 14th of January last directed, that during the season of 1834 the building should be raised to a sufficient height to receive the arches of the second story. This has accordingly been accomplished.

The marble work is now finished to the height of 18 feet 8 inches above the basement, making the present elevation of the building 29 feet above the ground.

The wall for the support of the columns (which is 9 feet in thickness, and extends around the whole edifice), is entirely finished.

The platform around the building is substantially arched, and prepared to receive the marble pavement.

At the close of the last season, all the workmen except the stone-cutters, carpenters, and blacksmiths, were discharged. The stone-cutters were occupied during the winter in carving capitals and bases for the interior columns, and in working ashlar; the carpenters were engaged in framing centres for the large arches, and the blacksmiths in forging bolts, straps, &c., for the centering.

On the 27th of March the stone-masons and bricklayers commenced work for the season.

The four large groin arches for the support of the floor of the first story, were commenced on the 25th of April, and finished on the 14th of June; they are constructed in the best manner possible; each arch contains (exclusive of the abutments) 75,000 bricks; the keys are all composed of marble, fitted and arranged with great accuracy; all the arches of the basement were finished, and the walls of the first story commenced in the month of June.

In compliance with your resolution of the 11th of March, we have constructed the interior walls, above the basement, of bricks, and the piers for the support of the second story arches, in alternate sections of bricks and dressed granite. Much delay was occasioned to the building in consequence of not being able to obtain these stones as rapidly as they were required; in order, therefore, to prevent future inconvenience from the same cause, we have placed under contract all the hammered stone that will be required in the construction of the corresponding piers in the second story. About one-third of the quantity has already been delivered at the College.

The iron bands for resisting the horizontal thrust of the arches for the second story, are all completed; the iron is of a very superior quality, and well wrought.

The setting of marble was commenced on the 26th of May, and prosecuted with vigor during the remainder of the season. Every attention has been paid to have this part of the work substantially executed; all the ashlar is dowelled together, and securely connected with the brickwork by means of cramp-irons.

In the month of April last we contracted with several carvers in marble, for finishing seventeen of the capitals for the exterior portico; all of these capitals have been commenced, and parts of several of them have already been completed: they are highly creditable to the arts in this country, and will not suffer by a comparison with any imported architectural carving that I have ever yet seen.

The sixteen Ionic columns, for the vestibules of the first story, are in progress of execution; twelve capitals and ten bases are now finished; the remaining part will be completed during the winter. We are working the shafts of each of these columns in one piece; they are two feet in diameter and fourteen feet long.

The marble that has been delivered during the past year fully equals our expectations, both in quality and quantity. No difficulty has occurred in obtaining the largest blocks that will be required in the construction of the college: some of these blocks have already been conveyed to the building with great facility. In consequence of their unusual size, considerable preparation was necessary before the contractors were ready to furnish them; we therefore experienced some delay in the early part of the work, but such an arrangement has been made as to ensure the delivery of the heaviest pieces as rapidly as they will be required.

The quarries of Messrs. Jacobs & Cornog are now in a better state for obtaining marble than they have been since the commencement of the work; these gentlemen have ready for delivery several large column blocks and a considerable quantity of marble for the capitals, all of which they are now about commencing to convey to the building.

All the contractors for furnishing marble have complied with their respective contracts. Some delay occurred in obtaining stone for the window jambs, but it was in consequence of their unusual size. The contractors are now occupied in quarrying the corresponding stones for the second story, so that no future difficulty will arise from this cause.

All the lumber for forming the centres for the arches of the first story is under contract, and a considerable portion has already been delivered; these centres will be constructed during the winter, so as to commence setting them as soon as the walls are uncovered in the spring.

We have suspended, for the winter, all work which could not be performed in the shops, and securely covered the walls and arches so as to protect them from injury by frost.

There have been *two millions* of *bricks*, *sixteen thousand* super-

ficial feet of *marble*, *three thousand seven hundred* cubic feet of *granite*, and *one thousand one hundred* perches of *rubble stone*, used in the building during the past year.

There are now on the ground about *seven hundred thousand bricks*, reserved for commencing work in the spring; we have also about six thousand feet of finished ashlar, window cornice, sills, &c., and seven thousand seven hundred cubic feet of marble in the rough, suitable for capitals, cornices, &c.

The whole quantity of marble delivered during the past year, amounts to 26,082 cubic feet.

The farm house that was in progress of execution at the time I made my last annual report, has been completed; there have also been erected a barn, spring-house, and kitchen. All the land not occupied in the building of the college, amounting to about twenty-eight acres, has been put under good fences, and rented to a farmer.

The expenditures from December 23, 1833, to December 23, 1834, amount to - - - - -	$112,048
There are now on the ground materials and workmanship unpaid for, to the amount of - - -	14,500
To which sums add the expenses of 1833, amounting to - - - - - - - - - -	69,990
Making the whole expense since the commencement of the work amount to - - - - -	196,544
From which deduct the sum expended in improving the farm attached to the college building, farm house, barn, &c., amounting to - - - - -	8,500
Making the sum expended and yet due on account of the college since the commencement of the work, amount to - - - - - - - -	188,044
The materials and workmanship now on the ground, and not yet made use of in the building, are worth about - - - - - - - -	23,000
Making the cost of the building in its present state, including all incidental expenses, such as workshops, hoisting machines, tools, &c., amount to -	165,044

A sum which is understood to be more than $40,000 less than the income from the college funds during that period.

Permit me, most respectfully, to invite your attention to the subject of the "out-buildings."—Whether it is expedient for the general execution of the purposes of the Will of Mr. Girard, to begin the instruction of the orphans before the completion of the college, is a subject on which I do not presume to offer an opinion; but what I venture respectfully to suggest, is, that the works of the college are now so far advanced that the operations can be

extended very easily, and advantageously, as they may now be all included under the same system of management, without any additional expense for superintendence.

In this view of the subject, I submit for your consideration the propriety of commencing one of the out-buildings in the spring; it could be completed for use and occupied before the large recitation rooms in the college would probably be wanted; and the whole work, both college and out-buildings, could thus advance together, not only without disadvantage, but with mutual benefit to each other, both as it regards economy and appearance.

I have the honor to be, very respectfully,
Your obedient servant,
THOMAS U. WALTER, *Architect.*

Girard College, December 23, 1834.

To JOHN GILDER, ESQUIRE,
Chairman of Building Committee,
Girard College for Orphans.

C.—T. U. Walter's Dep'n.

Report of the Building Committee of the Girard College for Orphans, to the Select and Common Councils of Philadelphia, together with a Report to the Building Committee.

Report of the Building Committee of the Girard College for Orphans, to the Select and Common Councils of Philadelphia.

Agreeably to ordinance, the Building Committee of the Girard College for Orphans present the annual report of their proceedings.

The Girard college, so highly interesting and important as it must be to our fellow citizens, has progressed the past year as rapidly as the magnitude of the work would permit, and no exertions have been neglected by the committee, or those under their direction, to hasten to its completion this inestimable project of our city's benefactor, and which, no doubt, will be finished in as short a period as may be consistent with prudence in the erection of so large an edifice, the arches of which are the largest of such construction in the known world.

The committee refrain from burdening the records of councils with a detail of their proceedings, referring to the accompanying report of the architect, Mr. Thomas U. Walter.

The building committee, in the progress of their duties, (and the arrangement of the several buildings now being erected,) have had the advantage to be associated with the trustees of the Girard College. The selection of gentlemen for that trust, so eminently qualified for public confidence as the distinguished and disinterested

individuals composing that board, is a sure guarantee that, under their advice and direction, the college must reap great benefits.

The committee cannot close their report without offering some testimonial of the highly satisfactory manner in which Mr. Walter has so far fulfilled the duties of his appointment; with much talent, and constant attention to his duties, and strict regard to the public interests, he possesses the esteem and entire confidence of this committee.

In conclusion, the building committee will continue, so long as entrusted with that important duty, to give their services and best judgment in the execution of this important trust, with a rigid attention to economy and strict impartiality.

Which is respectfully submitted.

JOSHUA LIPPINCOTT,
DENNIS M'CREDY,
PETER WRIGHT,
I. ROACH,
HENRY SAILOR,
ISAAC OTIS.

Building Committee of the Girard College for Orphans.

January 12, 1836.

To the Building Committee of the Girard College for Orphans.

GENTLEMEN: In conformity with your resolution of the 29th inst., directing me to lay before you "*A report of the state of the works, together with the expenditures for the past year*," I respectfully submit the following succinct account of our proceedings:

The work having been extended since the date of my last annual report, so as to embrace two of the out-buildings, it will be proper for me here to advert to their form and size, and the circumstances under which they were commenced.

On the eighth of April last, I had the honour to lay before you a plan embracing the whole "*four out-buildings*," which was subsequently submitted to the city councils, and sanctioned by them on the 16th of the same month.

This plan furnishes "*accommodations for at least three hundred scholars, and the requisite teachers, and other persons necessary in such an institution.*" The buildings are each 52 feet wide, 125 feet long, and three stories high; two of which are situated on the east, and two on the west of the main building.

The easternmost out-building is divided into four dwelling-houses for professors; the two nearest the college are designed for the residence of the younger students; and the westernmost building is divided into dormitories for the accommodation of scholars of a more advanced age. The basement stories of the three buildings intended for the residence of the students will be arched, and the stairs composed of marble.

As soon after the decision of councils as practicable, preparations were made for commencing the two easternmost buildings, and in the month of June the foundations of both were laid; that nearest to the college is far enough advanced to commence the vaulting, and the walls of the other are raised to the top of the basement.

When these buildings were commenced, we expected that at least one of them would have been ready for the roof before the close of the season; but this we were unable to accomplish, in consequence of the difficulties which have occurred among the mechanics of Philadelphia and its vicinity: these difficulties being now satisfactorily and happily adjusted, we shall be able to enclose the two out-buildings now commenced, and raise the college sufficiently high to receive the arches for supporting the roof, during the ensuing season.

At the close of the year 1834, the walls were so far advanced, as to be prepared for receiving the arches for the support of the floor of the second story, the construction of which was commenced early in the past season, and finished in the month of August.—The walls of the second story have since been raised to a sufficient height to enable us to commence, early in the next season, to construct the arches over the two north rooms for supporting the floor of the third story; before these are completed, the two south rooms will be prepared for arching.

The marble work of the cell of the building is now about fifty feet above the ground, and it will undoubtedly be raised to its destined height before the close of the year 1836.

The centres on which the arches for the support of the first story floor were constructed, have been removed; and it affords me pleasure to say, that no settling, swerving, nor even the elasticity that is usually observed on removing the centering from large arches, is discoverable in any of the work, although the rooms over which these arches are constructed are each fifty feet square in the clear.

The blacksmiths are now engaged in preparing the iron-work for banding the third story arches, some of which are already finished and embedded in the walls; the remainder will be so far advanced during the winter, as to prevent any delay in the construction of the building.

All the marble work of the lower vestibules is completed; the consoles for the front doors are finished; and the architraves forming the door-heads are all prepared for their places in the building.

The contractors for carving the capitals for the columns of the exterior portico, have executed their work entirely to our satisfaction: five of these capitals are already completed, and several others are in a state of forwardness.

All the marble used in the construction of the college and out-buildings during the past year, amounts to 21,278 superficial feet; in addition to this, there are now on the ground about 10,918 feet of finished work, consisting of ashlar, window-cornice, and archi-

traves, not including capitals and bases of columns for the exterior portico; we have also 5,238 feet of marble which has already been sawed for ashlar, capitals of columns, window-cornice, &c., and about 8000 cubic feet of marble in the rough, the greater part of which will be wrought during the present winter.

The whole quantity of marble delivered at the college in the year 1835, amounts to 26,369 cubic feet, all of which was furnished from quarries in Pennsylvania.

At the close of the season of 1834, there were remaining on the ground about seven hundred thousand bricks, since which time one million three hundred and twenty-seven thousand have been delivered at the college, making in all two millions and twenty-seven thousand; of which we have used in the buildings during the past season, *one million five hundred and ninety-seven thousand*, leaving about *four hundred and thirty thousand* bricks on the ground, which are reserved for commencing the work in the spring.

Six thousand five hundred cubic feet of dressed granite, for forming the groin piers, have been delivered at the work during the past year; of which four thousand five hundred feet have been already used, leaving two thousand cubic feet now on the ground; this quantity will be sufficient to finish all the groin piers in the building.

The expenditures from December 23d, 1834, to December 23d, 1835, amount to 121,079 dollars.

The materials and workmanship now on the ground, and not yet made use of in the building, are worth about 60,000 dollars.

It affords me pleasure to say, that every part of the work has been executed in the most permanent and durable manner; the arches are very superior specimens of masonry, and the walls have been constructed with great solidity. The marble work merits the highest approbation, both as it regards strength and appearance; the beauty of the sculpture, and the facility with which it is executed, must unquestionably establish the fact, that we have sufficient talents in this country to execute architectural carving as well, and as rapidly, as it can be accomplished elsewhere.

I have the honour to be, gentlemen,
Very respectfully,
Your obedient servant,
THOMAS U. WALTER, *Architect.*

Girard College, December 23, 1835.

To JOHN GILDER, ESQ.,
Chairman of Building Committee,
Girard College for Orphans.

The building committee of the "Girard College for Orphans," respectfully ask leave to lay before councils the accompanying design for the "*out-buildings*" of the college, together with a report

from the joint committee, and a communication from the architect of the college.

All of which is respectfully submitted.

JOHN GILDER, *Chairman.*
I. ROACH,
JAMES HUTCHINSON,
PETER WRIGHT,
DENNIS M'CREDY,
JOSHUA LIPPINCOTT.

Philadelphia, April 9, 1835.

Report, &c.

In compliance with the ordinance of councils, the joint committee, consisting of an equal number of the members of the select and common councils, and of the trustees of the Girard college for orphans, have the honour to report to the councils,

A plan of the four out-buildings, the erection of which is ordered by the will of Mr. Girard.

The accompanying drawings, prepared by the architect, will show distinctly the position, the style of architecture, and the internal arrangements of these buildings; and will supersede the necessity of any detailed explanation in regard to them.

The general results which the committee aimed to accomplish, were:

1st. To prepare a substantial residence for the pupils, embracing every thing necessary for their health and comfort—well lighted—well aired—with ample and thoroughly ventilated bed-rooms and eating-rooms—cool in summer, and capable of being safely and uniformly heated in winter, and with a distribution of the apartments adapted to the arrangements which will probably be made hereafter, for the division and instruction of the pupils.

2d. To conform the dimensions of the buildings to the immediate wants of the college, with a power to increase their size, or to augment their numbers, as may be required by the gradual enlargement of the institution.

The will of Mr. Girard prescribes, that "there shall be erected a permanent college, with suitable out-buildings, sufficiently spacious for the residence and accommodation of at least three hundred scholars, and the requisite teachers, and other persons necessary in such an institution;" and again, he directs that there should be at least "four out-buildings, detached from the main edifice, and from each other, and in such positions as shall at once answer the purposes of the institution, and be consistent with the symmetry of the whole establishment." The committee are of opinion, that it is most judicious to begin with preparations for about three hundred pupils, as suggested by Mr. Girard; and their plan, therefore, contemplates *three buildings*, each containing accommodations for at

least one hundred pupils, and a *fourth building*, for the residence of the officers of the institution. These three buildings will each be ample for at least one hundred pupils, a number which will probably afford the means of more minute attention and care to each individual pupil, better ventilation, a more exact discipline, and readier means of classifying them according to their age, and their progress in study, than could be attained were much larger masses of pupils placed under the same roof. As the institution expands, these buildings can be proportionally multiplied. Four larger buildings, the number directed by Mr. Girard, would not be needed at the commencement of the institution; they would be much more expensive, and their size would require more time for their completion, and thus postpone the opening of the college, which the committee are anxious to hasten, as far as practicable. For this purpose, moreover, it would be expedient to begin with the two eastern out-buildings.

3d. The position of the buildings was adopted in conformity with the direction of Mr. Girard's will, that "they should be consistent with the symmetry of the whole establishment." The plan proposes to place two of them on each side of the college—to make them front the south—to be in the same general range with the college, but receding somewhat from the front line; the first being at the distance of 140 feet from the college, with an interval between the two buildings of 87 feet.

The effect of this arrangement will be, to present one uniform and symmetrical appearance, as the establishment is approached from every quarter; to have the buildings near enough to the college to afford the pupils an easy access to it, yet not so near as to mask the college itself; while on each side is left ample room for increasing their number, or, if future experience should recommend it, enlarging the size of the buildings. The same considerations of symmetry, as well as durability, recommended by Mr. Girard, indicate, in the opinion of the committee, that the buildings should have the same general appearance as the college itself, and for that purpose, that they should be faced with marble or granite.

These various advantages—the comfortable and healthful accommodation of the pupils—the adaptation of the buildings to the instruction and discipline for which they are designed—a position accessible from the college, yet not interfering with the view of it—their general uniformity of appearance, so as to make, with the college, one harmonious whole; and finally, the ability, upon the same general plan, to enlarge the buildings with the future growth of the institution; all these the committee have endeavored to combine, and after much reflection, and personal examination of the localities, they have unanimously united in the plan which they now very respectfully submit to the consideration of the councils.

N. BIDDLE, *Chairman.*

To the Building Committee of the Girard College for Orphans.

GENTLEMEN:

I have the honour to lay before you a perspective view of the "*Girard College for Orphans*," embracing the "*out-buildings*," together with a plan of the whole establishment, as adopted by the "joint committee," on the 2d instant.

I have represented, in perspective, the south front, as it will appear from the east side of Schuylkill Third street. The finish of the north front will be similar to that of the south.

The design embraces the college (as previously adopted by councils), and "*four out-buildings*," each of which is 52 feet wide, by 125 feet long, and three stories high.

The two buildings nearest the college were designed for the residence of the youngest scholars. Each of these buildings contains a *basement story*, in which the dining-room, kitchen, &c., is placed; a *principal story*, containing sitting-rooms for students, receiving-room, parlours for tutors, &c.; and *two upper stories*, which are divided into lodging-rooms for students, tutors, domestics, &c.

The upper stories are approached by means of stone stairways at each end of the halls. These halls are eight feet wide, and extend the whole length of the building, on every floor or story.

The westernmost building, being intended for the residence of older students, is divided into small dormitories. The refectory and kitchen are in the basement; the three upper stories contain accommodations for tutors and domestics, together with a sufficient number of dormitories for one hundred scholars.

The basement stories of the three buildings intended for the residence of the students, are to be arched, and the stairways are to be constructed of stone.

The easternmost building is divided into separate dwelling-houses for professors.

These four out-buildings, together, will be "*sufficiently spacious for the residence and accommodation of at least three hundred scholars, and the requisite teachers and other persons necessary in such an institution.*"

I have estimated the expense of executing the *four out-buildings* according to the design, and find that the whole will cost $225,000, understanding that they are to be faced with marble. Two of these buildings may be enclosed in this year, and finished in 1836; the remaining two may be finished in 1837.

In answer to your resolution, requesting me "*to state the greatest amount of work that may be accomplished during the present season,*" permit me to say, that I would consider it injudicious to recommend the construction of more than one story of the large arches in the college in any one season. The extraordinary dimensions of these arches render it necessary to use every precaution, not only in their execution, but in protecting them after they have been formed.

The arches for the support of the floor of the second story will be constructed early in the present season, and it would be impossible to progress so rapidly with the building, as to succeed in turning the arches for the third story floor, before the month of October or November. Were we to pursue this course, and construct the arches in the fall, the frosts of winter would expand the materials, and destroy the strength of the work. There is required about 25 feet in height on the whole building, together with one story of arching, before we will be prepared for turning the arches for the third story floor; in addition to this height, the walls may be carried up five feet above the springing line of the arches, previous to constructing them, making 30 feet in height. This may be accomplished without difficulty during the present season, and will cost, including the work to be done on the porticoes, $180,000.

The expense of enclosing two of the out-buildings, will be about $80,000, making an aggregate of $260,000.

This amount of work may be executed during the present year without difficulty, and with perfect safety to the edifice.

I have the honor to be, gentlemen,

Your obedient servant,

THOMAS U. WALTER, *Architect.*

Girard College, April 8, 1835.

D.—T. U. Walter's Deposition.

Report of the Building Committee of the Girard College for Orphans, to the Select and Common Councils of Philadelphia; together with a report to the Building Committee.

Report of the Building Committee of the Girard College for Orphans, to the Select and Common Councils of the city of Philadelphia.

The Building Committee of the Girard College for Orphans, respectfully ask leave to report:

That the work under their charge has progressed during the past year to their entire satisfaction.

All the contracts in connection with the several buildings have been faithfully executed, and no exertions have been spared to render this stupendous structure one of the most permanent edifices of the age in which we live.

This beautiful work of art will form (when completed,) an object of the highest interest, especially to Philadelphians, inasmuch as no country on earth can boast a purer specimen of architecture, or a more substantial and elegantly wrought memorial to convey to distant ages the spirit of the present times.

The report of the architect, to this committee, furnishes a clear and concise account of the operations of the past year; we therefore take the liberty of referring you to that document for further information on the subject.

We cannot close this report without adding another testimony in favour of our estimable architect, Thomas U. Walter, Esq. Nothing has afforded us greater satisfaction, than to observe the skill, good taste, and faithfulness with which he manages this colossean work.

We also notice with peculiar satisfaction the commendation that Mr. Walter bestows upon the superintendents of the mechanical branches. These gentlemen have merited our entire approbation and confidence.

The committee beg leave further to remark, that it is their intention to suffer no means in their power to remain unemployed to expedite the speedy completion of the work.

All of which is respectfully submitted.

ISAAC OTIS, *Chairman.*
HENRY SAILOR,
WILLIAM V. ANDERSON,
JOHN WIEGAND,
DENNIS M'CREDY,
ISAAC ELLIOTT,
JOHN S. WARNER.

To the Building Committee of the Girard College for Orphans.

Gentlemen,—Having been directed by your resolution of the 27th ultimo, to lay before you "*a report of the state of the works,*" I respectfully embrace the present opportunity to comply with your request.

The marble work of the cell of the centre building has been raised about ten feet during the past year, making its present height above the ground about sixty feet.

All the bands and ties for resisting the lateral pressure of the arches over the second story rooms, are firmly fixed in the walls, and the centres are completed, and prepared to receive the brick-work;—all therefore that remains to be done to complete this story, is simply the construction of these arches, and the setting of the marble in the lobbies, which will consequently be the first work of the ensuing season.

We had expected to finish all the second story arches during the past summer; but the unusual severity of the previous winter, and the backwardness of the spring, put it out of our power to advance with this part of the work as rapidly as we had anticipated. We have, however, been actively employed on other parts of the buildings; having accomplished, in the aggregate, at least one-third more during the past year, than in any previous season since the commencement of the work.

The easternmost *out-building* is now under roof, and the carpenters are engaged in finishing the interior.

The out-building nearest the college requires about ten feet in height of marble work to complete the exterior, the greater part of

which will be wrought during the winter, so as to enable us to put this building under roof early in the ensuing season :—both of these out-buildings will be completed during the present year, and may be occupied as soon as they are finished, without interfering with the rest of the work.

At the commencement of the last season, there were *four hundred and thirty thousand bricks* remaining on the ground from the previous year; since which time, there have been delivered at the works, one million five hundred and ninety thousand, making in all, two millions and twenty thousand; of which *one million five hundred and twenty thousand* have been used in the buildings, leaving about *five hundred thousand bricks* now on the ground to commence operations with in the spring.

The amount of marble work done during the past season is almost double that of any previous year; and the character of the workmanship still merits the highest commendation.

The execution of the carving of the exterior capitals continues to give entire satisfaction.

Several of the large bases and column blocks are now in the hands of the workmen, and it is intended to continue with this part of the work during the winter, so as to enable us to proceed at the opening of the ensuing season, with the eastern portico, the two south columns of which have already been commenced.

The columns, antæ and entablature, for the lobbies in the second story, are in progress of execution; there are now completed, for this part of the work, ten capitals, fourteen bases, seven shafts of columns, and a considerable quantity of the architrave and antæ; the rest will be finished in the course of three or four months.

All the marble used in the buildings during the past year, amounts to 40,588 superficial feet, and there are now on the ground 12,338 feet of finished work, 2,173 feet of sawed material, and 3,950 cubic feet in the rough.

It is a source of great satisfaction to be able to state, that all our apprehensions in regard to the supply of marble are relieved, as the contractors have begun to work another quarry, which will enable us to obtain, without difficulty, all that may be required for the completion of the college, and all the buildings connected with it.

The whole amount of marble delivered during the past year, amounts to 39,722 cubic feet;—more than one hundred column blocks have already been quarried, and all that will be required for the exterior portico can be procured, if necessary, during the ensuing season.

The expenditures, from December 23, 1835, to December 31, 1836, amount to $153,949 74.

I have estimated the value of the materials and workmanship now on the ground, which have not yet been used in the building,

at about $68,000, nearly all of which will be used during the present year.

I am happy to have it in my power to say, that thus far nothing has been omitted that would tend to give permanency and durability to the buildings;—the plans have been correctly executed, and the various departments of the work have all been faithfully and judiciously managed, by the gentlemen whom you have appointed over the several mechanical branches.

The propriety of commencing the two western out-buildings in the spring, is a subject to which I would respectfully request your early consideration;—the foundations of these buildings may be laid, and the marble work constructed as high as the basement during the ensuing season, without interfering with the other work; I therefore venture to suggest, that arrangements be made for extending the work, so as to embrace these two buildings.

I am, gentlemen, with assurances of the highest consideration,

Your obedient servant,

THOMAS U. WALTER, *Architect.*

GIRARD COLLEGE FOR ORPHANS,
Philadelphia, January 2, 1837.

E.—T. U. Walter's Dep'n.

Fifth annual Report of the Building Committee of the Girard College for Orphans, to the Select and Common Councils of Philadelphia; together with a Report to the Building Committee.

Report of the Building Committee of the Girard College for Orphans, to the Select and Common Councils of Philadelphia.

The Building Committee of the Girard College for Orphans, respectfully report:

That during the last year, the work under their direction has progressed towards completion to their entire satisfaction; all the contracts for work and materials have been punctually complied with, and no unnecessary delay has occurred in any branch of the work.

The marble work has been finished as high as the top of the second story arches;—the arches themselves are completed, and a temporary roof has been constructed over the whole building to preserve the work during the winter; as a further measure of precaution, furnaces have been constructed in the cellar, and the heat conducted by means of the flues to all the rooms;—this plan, the committee believe, will have the effect of preventing much injury that might otherwise arise from the moisture retained in the great masses of solid masonry, of which the building is composed.

Most of the columns on the east flank have been commenced; three have their caps on, and one of them has been completely fluted; the others are in various states of forwardness.

Thus far the appearance of the buildings has fully realized the expectations of the committee; nor can they refrain from expressing their gratification at the progress of these great works, by our native artists, which will remain lasting monuments of the taste and public spirit of the community. From the height of the buildings, as prescribed by the founder, it became necessary to adopt a style of columns of the most difficult order, the execution of which was hitherto deemed the peculiar province of foreign artists. But the intelligence of our own workmen soon surmounted these difficult novelties, and the most intricate forms of architecture have been executed in a manner so masterly, that the college may safely challenge a comparison with the most admired structures of modern times.

The sum expended during the past year amounts to about $180,000, and there remains on hand worked materials to the amount of upwards of $85,000, which will enable the committee to prosecute the work to great advantage early the ensuing season.

For further details in relation to the progress, and present state of the work, the committee respectfully refer to the able report of the architect, which is attached to this paper.

The committee continue to repose entire confidence, and have perfect satisfaction in the conduct and ability of all those employed to superintend and carry into execution the various plans of the architect, towards completing the grand designs of the liberal and patriotic Girard; and they are determined to spare no pains to make it as permanent as the great founder himself could have wished, were he personally superintending it.

The committee cannot forbear expressing their entire approval and satisfaction of the commendations bestowed by the architect upon the workmen. Their conduct throughout the progress of the work has been such as to meet the wishes and expectations of all; for correctness of behaviour, steady attention to work, and general interest in the execution of all parts of the work, the committee do not believe they are exceeded any where.

JAMES HUTCHINSON,
JOHN WIEGAND,
CORNELIUS TIERS,
ISAAC ELLIOTT,
I. ROACH,
JOHN LINDSAY,
D. WINEBRENER,
WILLIAM V. ANDERSON.

Philadelphia, January 3, 1838.

Report of the Architect of the Girard College, to the Building Committee.

Gentlemen,—I have the honour, in conformity with your resolution of the 26th inst., to communicate the following report on the progress of the work during the past year.

The marble work of the centre building is raised to the height of the third story floor; all the arches over the second story are completed, and the quoins are commenced for the vaulting to support the roof; nearly all the marble required to complete the cell of the building has been wrought; two of the large antæ capitals are finished, and the workmen are now engaged in executing the other two; three of the columns on the eastern flank have been raised to their destined height, two more are ready to receive their capitals, and two others are more than half finished; one of these columns has been fluted and entirely completed, and the fluting of another is nearly finished; several of the large architraves have been delivered; also about 7000 cubic feet of marble for bases, capitals, and columns, beyond what has been used, nearly all of which will be wrought during the winter.

The carpenters are now about commencing the centres for the third story arches, all of which will be ready to set as soon as the spring opens.

The easternmost out-building, which embraces the dwellings of the professors, is nearly completed, and the building nearest the college is in such a state of forwardness as to admit of its being finished (if required), in three or four months; I am, however, of opinion, that neither of these buildings should be entirely completed until the time shall have been agreed upon for occupying them, as new buildings deteriorate much faster without occupants than with them; it would, therefore, be better to keep them in such a state of forwardness that possession may be given at a few weeks' notice.

The whole quantity of marble that has been delivered during the past year, amounts to 37,648 cubic feet; 31,974 superficial feet have been wrought and used in the building, and there are now on the ground about 13,500 feet of finished work, 1,828 feet that have been sawed principally for ashlar, and 5,564 cubic feet in the rough.

There have been 873,150 bricks delivered at the work during the last season, which, together with the 500,000 left on hand from the previous year, makes 1,373,150, of which 1,211,150 have been used in the building, leaving 162,000 bricks now on the ground.

All the contracts have been faithfully executed, and every part of the work reflects the highest credit upon the superintendents of the various mechanical branches; an unusual degree of skill and industry has also been evinced by the workmen, and the most

perfect harmony has prevailed in all the departments of the work.

The delivery of marble during the past year has fully equalled our expectations, and there remains no doubt that the contractors will be able to continue the supply as rapidly as it will be required.

The expenditures, from December 31st, 1836, to December 30th, 1837, amount to $181,839 79.

There is now on the ground about $85,000 worth of materials and workmanship, which have not yet been used in the building, and which includes capitals, bases, column blocks, and architraves for the portico, the marble for finishing the cell of the main building, and the steps and yard walls of the out-buildings, all of which will be available for the work of next season.

The building is now in a situation to admit of more work being done during the ensuing season than has been accomplished in any one year, since its commencement; the marble work of the cell being nearly completed, there will be nothing whatever to interfere with the progress of the brick-work; all the arches of the third story may therefore be constructed, and the building prepared for the roof, before the close of the season; the columns and architraves of the flank porticoes, and the steps and yard walls of the out-buildings, may also be readily finished during the next year, as the whole attention of the stone-cutters will be directed to these objects; about $285,000 will be required to accomplish this amount of work; it therefore only remains for you to say whether the buildings shall be advanced thus rapidly, or not.

A temporary roof has been constructed over the whole of the main building, and the greatest precaution has been taken to prevent injury from frost; conductors have been made to lead the water from the top of all the arches into sinks in the cellar, for the purpose of preventing the rains that fall on the work during the summer from percolating through the abutments and arches, and saturating the work in the lower stories.

Temporary furnaces for drying and warming the building during the winter, have also been constructed, and the warm air introduced into every room in the house, notwithstanding the unfinished state of the work. This arrangement was deemed expedient, not only to prevent injury to the arches from congelation and consequent expansion by cold, but also for the purpose of evaporating as much dampness from the walls as possible, previous to the occupancy of the building.

The expansible properties of *iron* having been a subject of considerable conjecture, in reference to the bands for resisting the lateral pressure of the arches, I was induced to make an experiment for the purpose of discovering the actual difference of temperature produced in the middle of the walls, by the extreme heat of summer and the severest cold of winter.

Although I have never had an idea that any evil could possibly result from the expansion of the iron in question, by an increase of temperature, the materials which surround it being subject to an expansion almost (if not quite) equal to that of the iron, yet the satisfaction to be derived from positive evidence on the subject, is sufficient to give interest to the experiment; I shall, therefore, give a brief account of the manner in which it was conducted, so as to enable you to judge how far the result may be relied on.

The place selected for the experiment was the brick wall between the south vestibule and the large rooms; the thickness of this wall is five feet five inches, and its distance from the south front of the cell, twenty-six feet; the sun had therefore full power upon it during the summer, and in the winter the whole building was covered with a temporary roof: I should also remark, that the experiment was completed before any fires were made in the furnaces.

On the 23d of September, 1836, the temperature on the work being at 82° Fahrenheit, a self-registering *minimum* thermometer was placed upon the iron band in the middle of the wall, and the brick work constructed as solidly around it as the rest of the building.

On the 29th of July, 1837, the temperature being again at 82°, a hole was made in the wall, and the thermometer taken out, when it was found, that the register had descended to 42° during the intermediate winter, the extreme cold of which was 3° below zero: thus we find the greatest cold in the middle of the walls to be 42°.

On the 16th of January, 1837, the temperature on the building being 24° Fahrenheit, a self-registering *maximum* thermometer was placed on the iron band in the middle of the aforementioned wall, on the same horizontal line with the other thermometer, and about sixty feet distant from it, a space having been left in the wall when it was built, for the purpose; which space was walled up around the thermometer as firm and compact as the rest of the work.

On the 16th inst., the temperature on the building being again at 24°, the walling was taken out, when it was found that the register in the thermometer had went up to 61° during the intermediate summer, the greatest heat of which was 94°.

We have therefore 42° for the lowest temperature of the iron bars, and 61° for the highest, making a difference of 19°.

The expansion that an increase of temperature of 180° produces upon malleable iron, is given by Dr. Ure, in his Dictionary of Chemistry,* as follows:

From experiments by Smeaton, 1-794 of its length; according

* Ure's Dictionary of Chemistry, page 272.

to Borda's experiments, 1-865 of its length; and according to Dulong and Petit, 1-846 of its length.

Mr. Hassler, (of New Jersey,) in his "Account of Pyrometric Experiments," read before the American Philosophical Society, June 29th, 1817,* finds the expansion to be equal to 1-798 of its length; and in a work on Natural Philosophy, by Biot,† we have the experiments of Lavoisier and Laplace, made in 1782, giving an expansion, under the same increase of temperature, equal to 1-819 of its length.

The trifling difference in these results may be attributed to a difference in the density of the material.

Now, if 180° will increase a bar 1-794 of its length, (this being the greatest expansion obtained by the foregoing experiments) 19° will lengthen it only 1-7526; hence the bands around the rooms of the college, (each being 54 feet long from the points of support), will be subjected to a difference in their length between the extreme heat of summer, and the severest cold of winter, of 1-7526 or 1-12 of an inch.

This being the actual difference produced in the length of the iron bands, by the greatest change of temperature to which they can be subjected, it remains for us to consider the expansibility of the materials with which they are surrounded.

A table on the expansion of different kinds of stone, &c., from an increase of temperature, is given by Mr. Alexander J. Adie, civil engineer, in a paper read before the Royal Society of Edinburg, on the 20th of April, 1835,‡ in which he makes the expansion produced upon bricks by 180° of Fahrenheit, equal to 1-1818 of its length, or 1-26 of an inch in 54 feet, under an increase of temperature of 19°.

If, therefore, the maximum expansion of one of the iron bands in the walls of the college is 1-12 of an inch, and the brick work surrounding it 1-26, the difference is then reduced to nearly 1-22 of an inch: but if we consider, that the variation of temperature in the interior of the wall is only 19°, while the exterior is subjected to the extremes of heat and cold, it will be obvious, that the aggregate expansion and contraction of the brick work is even greater than that of the iron.

From these considerations, it is evident that not the slightest injury can possibly result from the use of iron in the construction of the college.

I am, gentlemen, very respectfully, your obedient servant,

THOMAS U. WALTER, *Architect.*

To JAMES HUTCHINSON, Esq.,

Chairman of Building Committee, Girard College for Orphans.

Girard College, December 30, 1837.

* Transactions of the American Philosophical Society—new series—Vol. I., page 227.

† Physique de Biot, Vol. I.

‡ See Journal of the Franklin Institute of the State of Pennsylvania, Vol. XX., page 200.

F.—T. U. Walter's dep'n.

Sixth annual report of the building committee of the Girard College for Orphans, to the Select and Common Councils of Philadelphia; together with a report to the building committee.

Report of the building committee of the Girard College for Orphans to the Select and Common Councils of Philadelphia.

The building committee of the Girard College for Orphans, respectfully report:

That, agreeably to the directions of councils, contained in the resolution passed March 29th, 1838, requesting them to use all diligence in carrying on the work at the college, they have, during the last season, progressed as fast as was consistent with the durability of the structure.

All the columns for the flank colonnades have been commenced, and several of them are considerably advanced; the marble work of the *cell* of the building, and the arches of the third story rooms, are finished.

The whole building is covered with a temporary roof, and the furnaces for drying the walls are in operation; the experience of the last winter having confirmed their utility.

The two eastern out-buildings are as nearly completed as they can be, until councils decide upon the period of their occupancy.

The amount expended during the past year has been $229,937, and there are remaining on hand, materials worth $125,000, which will enable the committee to commence operations early in the spring.

The balance of appropriations, unexpended at this time, is about $27,000.

The manner of supplying the college with water has been a subject of serious consideration with the committee, and they have now the satisfaction to state, that an arrangement has been made with the watering committee for a supply, upon a plan recommended by the Architect, which is not only perfectly practicable, but involves the least possible expense, and which will be, at the same time, a source of income to the city. For the plan itself, the committee refer more particularly to the report of the Architect, and the resolution passed by the watering committee, both of which accompany this report.

The propriety of commencing the wall around the college, having engaged the attention of the committee, it became a question whether the whole of the land appropriated for the college must be enclosed by a wall of the character designated in the will, or whether it would be sufficient to enclose only so much of it as would be necessary for the buildings. On a question of so much importance,

the committee did not think themselves competent to decide, but agreed to refer the matter to John Sergeant, Esq., for a legal opinion.

That opinion has been received, and accompanies this report.

The Architect, in his report, has suggested the propriety of extending the work so as to embrace the wall necessary to enclose the college grounds, the two western out-buildings, and the arrangements for supplying the establishment with water. The committee are, however, of opinion that it would be advisable to postpone the commencement of the wall, as well as the two western out-buildings, for another year, the better to enable them to hasten the completion of the main building. They therefore recommend the appropriation of *three hundred thousand dollars* for the ensuing year, which, with the balance on hand, will enable the committee to carry on the work proposed.

The Architect having given, in the report alluded to, a full and lucid description of the progress of the work during the last year, the committee would respectfully refer councils to that document for a detailed account of their operations.

The complete success that has attended the arching of the main building, is a subject to which the committee refer with the greatest satisfaction. The small rise to which the first and second stories of these arches were necessarily restricted, compared with the greatness of their span, rendered it indispensable to use the utmost care and skill in their construction. It is therefore peculiarly gratifying to know, that the lateral pressure of these arches has been so completely counteracted, and the masonry so firmly put together, that not even the ordinary contraction arising from the nature of the materials, is any where perceptible, since the removal of the supports upon which they were constructed.

These arches will doubtless endure, uninjured by time, to the latest generations, to perpetuate the memory of the great philanthropist to whose munificence we are indebted for this magnificent structure. As regards the arches of the third story, the committee are gratified to say, that while they present the same excellence of workmanship and materials as those below, their form is beautiful in the highest degree. The proportions of the domes that cover these ample rooms, cannot fail to impress the spectator with the most agreeable sensations; and there is, perhaps, no where to be found a suite of apartments of equal magnitude and elegance.

The committee cannot refrain from expressing their approbation of the manner in which the work has been conducted under the direction of the Architect, and executed by the workmen. The most difficult designs in the art of architectural sculpture have not only been accomplished by native skill, but a boldness of execution and delicacy of finish have been imparted to them, which leaves

them without a superior in any corresponding works in our country.

All which is submitted by the committee.

JAMES HUTCHINSON,
JOHN LINDSAY,
D. WINEBRENER,
CORNELIUS TIERS,
GEORGE SHARSWOOD,
ISAAC ELLIOTT,
JOHN WIEGAND,
JAMES ANDREWS,
Committee.

Philadelphia, January 31st, 1839.

Report of the Architect of the Girard College, to the Building Committee.

GENTLEMEN:

In conformity with your resolution of the 5th instant, I have the honour to lay before you the following report on the progress of the work, during the past year.

The arches over the rooms in the third story of the main building are entirely finished,—the marble work of the *cell* is completed,—the columns and architraves of the south vestibule, to the third story rooms, are erected and prepared to receive the vaulting to support the roof,—and those of the north vestibule are so far advanced as to admit of their being completed during the winter. The centres are all prepared for these vestibules, so that the arches may be constructed early in the ensuing season.

The centres, or supports upon which the third story arches were formed, have been removed,—those in the second story are freed from the brick-work, and the workmen are now engaged in taking them out,—and those in the first story were removed in the early part of the season:—we have therefore the satisfaction to know, that all the large arches are completed, and are now standing independent of the supports upon which they were constructed, without having produced the slightest fracture or settling in any part of the building. I am induced to make these remarks from the fact, that the great length of the *chord* of the arches in the first and second stories, compared with their small *versed sine*, led many to doubt the possibility of making them permanent. Although such apprehensions were most certainly never indulged by those who are conversant with the theory of arches, it still becomes necessary for me to lay the result before you, as the subject is one that was freely discussed in the early part of the work.

It will also be proper for me here to advert to the mechanical construction of these arches;—they are all composed of hard burnt

paving bricks, and mortar made of lime, hydraulic cement and sharp sand:—the bricks were all dipped in water before they were laid, and the mortar was used in very small quantities, few of the joints being more than one-eighth of an inch in thickness:—the keys are all formed of marble, and were fitted to their places by the stone-cutters after the completion of the brick-work; these keys are four inches wide at the bottom and six inches at the top. Notwithstanding the versed sine of these arches is but eight feet and a half, while they each cover a room of fifty feet square, and contain 117,000 bricks, the weight of which is nearly *three hundred tons*, there was no sinking at the crown of any of them when the centres were removed, beyond one-eighth of an inch. It was naturally expected that the compressibility of the materials would cause considerable depression, but the excellence of the workmanship has produced an unusual firmness in the work, and which reflects great credit upon the superintendent under whose directions it was executed

The arches over the rooms in the third story being unrestricted as to height, I have given them the form of pendentive domes with semi-circular sections: these arches are constructed with the same degree of care and accuracy as those in the lower stories, and their appearance since the centres have been removed fully realizes our expectations.

All the columns on both the flanks have been commenced; four on the eastern side have been raised to their destined height; one is ready to receive the capital, and three have their architraves upon them; nearly all the marble required for the eastern colonnade is wrought, and the whole will be completed during the winter, so as to be ready to be put together as soon as the spring opens.

A sufficient number of column blocks are prepared to complete seventeen columns, including what are already finished: twelve capitals are entirely completed, and six more are in progress of execution, most of which require very little work to finish them.

There are nineteen architraves on the ground for the exterior portico, besides the two that are placed in their destined situation.

The interior of the out-buildings, on the east of the college, have been as nearly completed as may be desirable until councils decide upon the time for opening the Institution. These buildings are so far advanced as to admit of being prepared for occupancy at two or three weeks' notice.

The quantity of marble delivered during the past year, amounts to 35,027 cubic feet.

There are now remaining on the ground, exclusive of the wrought and unwrought materials for the exterior porticos before alluded to, about sixteen hundred feet of finished work, three thousand and forty feet of sawed material, and seventeen hundred cubic feet of marble in the rough.

The number of bricks left on hand from the previous year, amounted to one hundred and sixty-two thousand; since which

we have purchased two millions three thousand one hundred and fifty, making two millions one hundred and sixty-five thousand one hundred and fifty; of which two millions seventy-five thousand one hundred and fifty have been used in the building, leaving ninety thousand now on the ground.

It is due to the superintendents of all the mechanical branches to say, that the execution of every part of the work continues to merit the highest commendation; the contracts have been faithfully performed, and nothing has occurred to mar the harmony that has always prevailed on the work, or to impede its progress in the slightest degree.

The expenditures from December 31st, 1837, to December 31st, 1838, amount to 229,937 dollars.

The wrought and unwrought materials now on the ground, and which have not yet been used in the building, are worth about 125,000 dollars, all of which will be available for the work of the ensuing season.

We have again covered the main building with a temporary roof, and have taken great care to prevent injury from frost; the furnaces have also been put into operation, by means of which every room in the building is kept continually warm.

The precautions that have been used to prevent the arches from being saturated by rain during the execution of the work, and which were spoken of more fully in my last annual report; together with the introduction of heated air by means of the temporary furnaces, have had the effect already to render the walls of the first and second stories perfectly dry: we may therefore proceed to finish these rooms without delay, as no difficulty whatever need be apprehended from dampness.

The main building having advanced so far towards completion, and the two eastern out-buildings being virtually finished, I would respectfully suggest the propriety of extending the work at an early day, so as to embrace all the principal objects that will require to be completed previous to the full organization of the college. The most important of these are, *the two western out-buildings; the wall to enclose the college grounds, with the lodges and gates of entrance; and the arrangements for supplying the establishment with water;* which, according to our present plan, will include *a laundry, drying-room, ironing-rooms, &c.*

As regards the western out-buildings, their foundations may be laid, and the walls carried up as high as the top of the basement, in the next season, without interfering at all with the rest of the work; the quantity of marble they will require will be small, and that will be but plain ashlar. These buildings will require three years to complete them; I therefore think it important to commence them at once;—the expense of progressing as far with them as I have proposed, will not exceed $20,000.

The wall to enclose the grounds, together with the lodges and

gates of entrance, constitute another of the subjects I have taken the liberty to suggest for your consideration. It having been decided that the will of Mr. Girard can only be carried out by enclosing the whole forty-five acres, it will become necessary to give early attention to the subject. The whole circuit of the ground is 7,200 feet, and (in the words of Mr. Girard) it must "*be enclosed with a solid wall, at least fourteen inches thick and ten feet high, capped with marble, and guarded with irons on the top;*" in order, therefore, to conform strictly with these injunctions, and at the same time to make the wall permanent and durable, I propose to lay a course of solid granite, about one foot and a half in height, on a substantial foundation of rubble stone, so as to rise about a foot above the surrounding streets: on this granite base I would construct a brick wall, of fourteen inches in thickness, with buttresses twelve feet apart, projecting nine inches at the bottom, and battering to four inches at the top; on the inside I would build spur piers opposite the buttresses, and crown the whole with a massy marble capping surmounted with irons, as directed by Mr. Girard.

The cost of constructing the wall, as I have here suggested, will be 125,000 dollars, exclusive of the gates and lodges, which will cost about 20,000 dollars more.

It would unquestionably be more in harmony with the rest of the architecture to face this wall with marble; the additional expense of which, for the outside alone, would amount to 100,000 dollars; if, however, you should decide to execute this part of the work with bricks, we must depend upon paint for subduing such parts of it as most interfere with the design.

In view of the great extent of this wall, I think it important to make an early beginning; I would accordingly recommend that the granite be put under contract immediately, and that arrangements be made to accomplish about one fifth of the work during the ensuing season: about 25,000 dollars will therefore be required for this part of the work, should you decide to go on with it as I have here suggested.

The plan for supplying the college with water, is also one of the subjects to which I have ventured to invite your attention. I had the honour to lay before you, in May last, a design for the attainment of this object by means of the water power at Fair Mount, and which I have the satisfaction to say, has been fully approved by the watering committee of the city councils.

In as much as it becomes my duty to furnish you with an estimate of the cost of this part of the work, it will be proper for me here to advert briefly to the plan.

The surface of the ground, at the base of the main building, being 26 feet above the surface of the water in the reservoirs at Fair Mount, I found it necessary in making the plan, to include a reservoir to be placed on the college land, of sufficient height to furnish all the buildings connected with the establishment with a full sup-

ply of water under a good head. I have therefore designed a building, of three stories in height, to be placed on the highest part of the ground west of Schuylkill Front street; the first and second stories of this building will comprise the laundry, drying-room, ironing-rooms, &c., and the third story will contain the reservoir.

I then propose to attach a small forcing pump to the northern wheel of the city water works, and connect it by means of iron pipes with the reservoir at the college; the power thus obtained will be no detriment whatever to the city works, and will doubtless be ample for all the purposes of the college.

The whole cost of this arrangement, including the building for reservoirs, &c., at the college, will not exceed 35,000 dollars, and it should be remembered, that the only expense will be the first cost of the fixtures, as no additional superintendence will be required at Fair Mount in consequence of an additional pump for the college.

Should you decide to execute this plan, about 15,000 dollars will be required during the ensuing season to prosecute the work.

As there are no means at present for obtaining water, other than those afforded by ordinary wells, it is desirable that arrangements be made forthwith for commencing so important an appurtenance to the establishment.

As regards the amount of work that may be done on the main building, in the course of the coming season, I would respectfully say, that the flank porticoes may both be completed, all the marble tiles for the roof may be wrought, and the brick-work of the cell prepared to receive them; the finishing of the first and second stories may be progressing, and the marble tiles for the floors, the stairways, and other matters connected with the inside finish, may be put in hands immediately.

To proceed thus rapidly with the main building, about 300,000 dollars will be required for this part of the work alone, during the season.

Should you, therefore, decide to forward the whole establishment towards completion, with as much expedition as the present state of the works, and the facilities we now have for obtaining materials will admit, the sum of 372,000 dollars will be required to prosecute the work during the present year, as follows:

For the two western out-buildings, - - -	$ 20,000
For the wall around the premises, - - -	25,000
For carrying the proposed plan for obtaining water into operation, - - - - - -	15,000
For the main building, - - - - - -	300,000
And for completing the two eastern out-buildings, and paying what yet remains due upon them, -	12,000
Making, as before stated, - - - - - -	$ 372,000

In conclusion, I would only observe, that there will be no difficulty in accomplishing all that I have mentioned before the close of the present year; provided we are informed of your decision at an early day, so as to enable us to make the necessary arrangements for materials, previous to the opening of the season.

I have the honour to be, gentlemen, with
great respect, your obedient servant,
THOMAS U. WALTER, *Architect.*

Girard College, January 21, 1839.

To James Hutchinson, Esq.,
Chairman of building committee,
Girard College for Orphans.

Opinion of John Sergeant, Esq., on the subject of the wall to enclose the College grounds.

My opinion has been asked by the building committee of the Girard College for Orphans, whether, under the Will of Mr. Girard, the whole of the land appropriated for the college must be enclosed by a wall of the character designated in the Will, or whether it will be sufficient to enclose only so much of it as may be necessary for the buildings now in progress.

This question is not altogether new to me. In the general examination of the Will, at an early day, the inquiry now made was of course anticipated, as one which at some time it would be necessary to decide. That time having arrived, and my opinion being asked, I have deliberately and carefully considered the question and come to a conclusion. I will not say that it is against my wishes, for it is not my province to have such wishes. But I may truly say, that I am sensible of the inconvenience and expense the construction of the Will, which appears to me unavoidable, may lead to, and have not adopted it but upon the plainest and most cogent grounds. So, at least, they seem to me.

The Will itself must be our guide. We must follow it implicitly, whatever may be our views of the wisdom of its provisions, or of any of them; of these things, Mr. Girard was himself the exclusive judge. If we can ascertain his intention, by the legal methods of interpretation, that intention becomes a law to us, by which we must be governed. With this view of the nature of the inquiry, I will proceed to examine the Will.

There are two clauses in the *Will* which have a bearing upon the question, and then follows the Codicil of the 20th of June, 1831, upon which the answer finally depends. The first of these clauses is in the 20th section, and in page 19 of the printed copy before me.

After devoting the square of ground between High and Chestnut streets, and Eleventh and Twelfth streets, for the purposes of the college, and giving very minute directions as to the principal building, the testator proceeds as follows: "The entire square, formed by High and Chesnut streets, and Eleventh and Twelfth streets, shall be enclosed with a solid wall, at least fourteen inches thick, and ten feet high, capped with marble and guarded with irons on the top, so as to prevent persons from getting over." This is very plain. It is made still plainer, and the anxiety of Mr. Girard more distinctly manifested, by the clause next to be referred to, that his motives should not be misunderstood or disregarded. It is in the same section, page 20, and is as follows: "The messuages now erected on the south-east corner of High and Twelfth streets, and on Twelfth street, to be taken down and removed as soon as the college and out-buildings shall have been erected, so that the establishment may be rendered secure and private." There can be no doubt, therefore, that the whole of the lot first appropriated, was to be enclosed by a wall of the description specified by the testator, and that the object was to render the establishment secure and private. It was a part, and, in the estimation of the testator, an essential part, of his improvements and arrangements for the Orphan establishment, that the whole of the ground should be enclosed by such a wall—just as essential in his view, as the college itself. For, there is still another provision in the Will, which would perhaps be inefficacious without it. I mean that which is expressed in the following language, page 24. to wit: "nor shall any such person ever be admitted for any purpose, or as a visiter, within the premises appropriated to the purposes of the said college."

Such being the Will, the Codicil recites the purchase of the land now built upon, being forty-five acres and a fraction, and then proceeds: "Now I declare it to be my intention, and I direct, that the Orphan establishment, provided for in my said Will, instead of being built as therein directed upon my square of ground between High and Chesnut, and Eleventh and Twelfth streets, in the city of Philadelphia, shall be built upon the estate so purchased from Mr. W. Parker; and I hereby devote the said estate to that purpose, exclusively, *in the same manner as I had devoted the said square*, hereby directing that *all* the *improvements* and *arrangements* for the said Orphan establishment, *prescribed* by my said Will *as to said square*, shall be made and executed upon the *said estate*, just as if I had, in my Will, devoted the *said estate to said purpose*." There is no ambiguity here. The testator meant there should be none, and has been even redundant in guarding against it, as the underscored words will show. The *estate* is put in place of the *square*. The *estate* is devoted, exclusively, in the *same manner* as he had devoted the *square*. *All* the *improvements* and *arrangements* prescribed by the Will as to the *square*, are to be made upon the *estate*, just as if the *estate* had been in the Will *devoted* to the purpose. The estate

is thus put for the square, and to be treated in all respects as the square was directed to be. The *square* was to be surrounded by a wall. The *estate* is therefore to be surrounded by a wall. The wall was one of the *improvements* and *arrangements* for the square, and a very material one. It is therefore to be *made* and *executed* upon the *estate*. So the Codicil says, expressly. The only question is whether it is practicable. There can be no doubt that it is practicable. The wall will be of much greater extent, and will cost more money. The testator was not ignorant that such would be the result; and if, with full knowledge, he has chosen to encounter it, no one can say to the contrary.

I am, therefore, of opinion that the whole *estate* must be surrounded by a wall as prescribed in the Will.

JOHN SERGEANT.

Washington, January 18, 1839.

Resolution of the watering committee of the City Councils, on the subject of a supply of water for the college.

Office of the Watering Committee,
City Hall, January 25th, 1839.

Extract from the minutes of the watering committee of the 24th instant:

"*Resolved*, That the building committee of the Girard college be informed that the watering committee will recommend to councils, the propriety of supplying the Girard college with the Schuylkill water, from the works at Fair Mount, by means of a forcing pump attached to the shaft of a wheel, to be erected hereafter: The cost of said pump, iron pipes, and the laying of the same, to be paid out of the income of the Girard estates: The water to be furnished by agreement, conditioned by the provisions governing the contract supplying the western District of Spring Garden with the Schuylkill water: The water rent to be assessed by the city, as early as the college shall require its supply."

SAMUEL W. RUSH, *Register.*

G.—T. U. Walter's Dep'n.

Seventh Annual Report of the Building Committee of the Girard College for Orphans, to the Select and Common Councils of Philadelphia: together with a Report to the Building Committee.

Report of Building Committee.

To the Select and Common Councils of the city of Philadelphia.

The Building Committee of the Girard College for Orphans, respectfully report:

That agreeably to ordinance, it becomes their duty to communicate to councils the progress of the work intrusted to their care, during the past year.

All the flank columns have been completed with the exception of the capitals to three on the west side, which are all wrought and ready to be placed in their proper situation.

The entablature on the eastern side is finished, except a small portion of the cornice, and nearly all the materials for the west side are on the ground, and will be prepared to be put up early in the spring.

The sixteen capitals required for the end porticoes are in progress, and partly finished, and most of the marble for the bases is now upon the ground.

The arches over the vestibule are all completed, and the walls for supporting the roofing tile have been built, so that the whole cell of the building is now ready to receive the roof: all the tiles have been contracted for, nearly one-half of which are now on the ground, and about one-third of the whole number will be prepared by the opening of the spring.

The building is again covered with a temporary roof, which, the committee have the satisfaction to say, is the last temporary roof that it will be necessary to place over it; the inside of the building has been kept completely dry by means of the furnaces, which have been in use for the last three years.

The two eastern out-buildings are entirely completed, and may be occupied at any time councils may direct.

A small frame building has been erected on the western part of the grounds, for the purposes of a Magnetic Observatory. This building would not have been required at so early a period of the work, were it not that recent movements in the scientific associations of Europe, rendered it necessary to commence immediately a series of observations, to be carried on simultaneously by similar institutions in every part of the world.

The instruments required for these observations having been imported by the trustees of the college, and all the necessary arrangements for commencing having been made by them, it remained with the building committee to secure to the college the advantages of this connected range of observations, which will extend through several years, by providing a suitable room on the college grounds, free from the influence of any ferruginous substance. This has been done, and the building has been made convenient for all the purposes for which an observatory will be required, when the organization of the college shall be completed, and the school in full operation.

The amount expended during the past year is $231,018 23;—the worth of the wrought and unwrought materials now on hand, is about $145,000 00.

The balance of appropriation unexpended, on the 1st of January last, is $109,100 00.

All the contracts for work and materials have been faithfully complied with, to the entire satisfaction of the committee.

The committee avail themselves of this opportunity again to express their satisfaction with the manner in which the architect and superintendents have prosecuted the work; they also concur with the architect in expressing their approbation of the numerous workmen employed, who have throughout given examples of skill and fidelity rarely if ever surpassed.

In consideration of the difficulties of the times, and the impossibility of disposing of the stocks set apart for constructing the college, without very great sacrifices, the committee have concluded it best not to recommend at this time any extensions of the works, but to progress as fast as possible with the completion of the main building, leaving the western out-buildings and other improvements for another year. By pursuing this course, the committee believe the balance of appropriation now on hand will carry them through the season, enabling them to complete the roof this year. The committee would further state that this delay with the out-buildings, &c., cannot effect the final completion of the establishment, as these buildings can be finished during the succeeding three years, without retarding the progress of the main building.

Having thus given a general view of the progress of the work under their charge, the committee respectfully refer councils to the able report of the architect, which accompanies this, for a more detailed account of the state of the works.

Submitted by the Committee.

JAMES HUTCHINSON,
D. WINEBRENER,
JOHN LINDSAY,
SAMUEL W. WEER,
JOHN WIEGAND,
ISAAC ELLIOTT,
GEORGE SHARSWOOD.

Philadelphia, January 16*th*, 1840.

Report of Architect.

To the Building Committee of the Girard College for Orphans.

Gentlemen,—It devolves upon me, in pursuance of the duties of my appointment, to lay before you an account of the progress of the work during the past year, and its present state; the amount of disbursements, and a plan of operation for the ensuing season.

The deep interest you take in the subject, and the constant supervision you have bestowed, both individually and collectively, over every portion of the work, seems to render the performance of the first part of my duty almost useless, inasmuch as you are

undoubtedly as well acquainted, from your own observation, with the progress and state of every part of the buildings, as I am. This report, however, being intended more as a record of what we all know, than a means of imparting information, I proceed to lay before you an account of the progress we have made during the year.

Our first business in the spring, was to raise the columns and architraves in the third story of the north vestibule, and prepare both vestibules for the upper arches; this was accomplished sometime in July, and the arches were all finished early in the fall. The vaulting of the building is therefore all completed.

The walls for supporting the marble roofing tiles have been erected over the whole of the cell, thus making an entire finish of all the brick-work, except what is required over the ceilings of the porticoes. The building is therefore fully prepared to receive the roof, a portion of which has already been laid, for the purpose of exhibiting its design; all the tiles for constructing it are under contract, and about one-half of them are now on the ground.

The columns on both flanks are all erected, except three on the western side, and these only require their capitals to complete them.

The entablature on the eastern side is finished, with the exception of a small portion of cornice, and nearly all the materials for the western entablature are now on the ground.

The three capitals required to finish the western columns are completed, and eight more, intended for the end porticoes, are in hands and partly finished. Thus we have *eighteen* finished capitals (including those that are used in the building,) leaving *sixteen* more to be completed, *eight* of which, as I have just remarked, are now in hands.

Blocks of marble for *twelve* bases are now on the ground, leaving but *four* more to be delivered.

A sufficient number of column blocks are on hand to construct five of the end columns, leaving *eleven* out of the *thirty-four* yet to come; there are also architrave blocks enough to finish the portico on the western side, leaving all the architraves for the end porticoes yet to be delivered.

The whole quantity of marble furnished since the last annual report, amounts to 37,891 cubic feet, 670 roofing tiles, and 490 narrow tiles for covering the junction of the flat ones: 24,295 cubic feet have been used in the building, leaving 13,596 remaining on the ground, 3,460 of which are wrought for different parts of the work; 2,120 feet have been sawed for various purposes, and 8,016 feet still remain in the rough; the chief of which will, however, be wrought during the winter.

The bricks that have been delivered in the past year amount to 969,700, in addition to which there were 162,000 remaining on hand at the close of the previous season, making in all 1,131,700;

of which we have used in the building 1,015,700, leaving 116,000 now on the ground.

The wrought and unwrought materials which have not yet been used in the buildings are worth about $145,000; they consist chiefly of such portions of the work as will be required during the ensuing season.

The two eastern out-buildings are finished, and ready for occupancy.

The expenditures, from December 31, 1838, to December 31, 1839, amount to $231,018 23.

The execution of the various parts of the work continues to entitle the workmen, as well as the several superintendents, to the highest praise. The contracts have been executed with promptness and fidelity; and all who are concerned in the work seem to be actuated far more by a national pride, and a personal ambition, than by a desire for gain.

The vaulting of the main-building being now completed, and the centres, or supports, removed from the arches, it will be proper for me here to remark, that every arch stands firm, and without the slightest depression or fracture. The permanency of construction, therefore, respecting which Mr. Girard has expressed himself so emphatically, has been satisfactorily attained.

A small frame building has been erected on the western part of the grounds, for the purposes of a Magnetic Observatory.

This structure is composed entirely of wood, put together with copper nails, to avoid magnetic attraction, the slightest degree of which would completely destroy its usefulness; the outside is weather-boarded, and the inside plastered; and no iron, nor materials with any ferruginous properties whatever, are used in its construction. It embraces a room for observations 20 feet wide, 40 feet long, and 15 feet high, with an apartment of 10 by 15 feet on the western side, for convenience in recording observations, &c., during the winter, as the nature of the instruments is such as to preclude the possibility of warming the main room, without rendering them useless.

The windows are made with double sash, so as to insure an equality of temperature, and to prevent currents of air. The south window is so constructed as to admit of being opened to the roof, and the same opening is continued along the summit to the middle of the building, so as to admit the free use of a transit instrument for obtaining time. Piers are made of marble for the instruments for measuring the horizontal and vertical intensities, and also for the transit instrument; and, in short, every arrangement has been made to bring into use the many valuable instruments belonging to the college, and to render the building useful to the institution in all its future operations.

As the progress of the work has not been as rapid as many of

our fellow citizens have hoped and expected, I deem it my duty to offer a few words of explanation on that subject.

As it respects the costliness of the plan, excepting alone the outside finish, permit me to say, that Mr. Girard himself has willed it so: he has given us length, breadth, and height—he has directed us to arch all the rooms and floor them with marble—to cover the building with marble—to make the stairs of marble—and in short, the whole of his injunctions as to the interior, are of such a nature as to render every thing that has been done in the execution of the plan, indispensable to the complete performance of the requirements set forth in the will; and in no way could the views of Mr. Girard, respecting the cell of the building, have been fully carried out at a less cost than that of the present plan. Nothing, therefore, could possibly have been omitted except the surrounding portico, and this portion of the building was adopted by councils under circumstances of great deliberation, and with a very unusual concurrence of opinion.

Shortly after the ordinance was passed for commencing the work, a committee of sixteen gentlemen was appointed, jointly, by the councils and the trustees, to mature a plan and present it for the consideration of councils at some subsequent meeting: this committee consisted of gentlemen of the purest taste, the most matured judgment, and the greatest legal knowledge; and the express object of their appointment, was to report such a plan as would meet at once the intentions of Mr. Girard, the credit of the city he so fondly cherished, and the approval not only of their constituents, but of all succeeding ages.

With this joint-committee, the idea of a surrounding portico originated; none of the designs which were presented to councils, (in pursuance of their advertisement,) having any such appendage. The plans were accordingly made, and after many days' anxious deliberation, they decided unanimously that the portico should surround the *whole* building, and that it should embrace the three stories in height. The designs were then laid before councils, and after great consideration, they were adopted with but two dissenting voices. A full set of drawings was accordingly made, and the edifice commenced under these instructions.

The plan of the surrounding portico, therefore, having been suggested and adopted by the wisest and the best of our citizens, the most of whom are now passed out of office; and the details of the whole having been studied with reference to the strictest economy, as I shall subsequently show, it now only remains for us to bring the whole to completion, and all our fellow citizens will doubtless be satisfied.

In relation to the cost of executing the work, I have only to say, that the whole is done by day's workmen, under the ablest superintendents, at the regular city prices; and it affords me pleasure further to remark, that I have never seen men work more industri-

ously than those engaged at the college, nor overseers more vigilant and attentive to the performance of their duties; notwithstanding the compensation they receive is far, very far from extravagant. I also here take occasion to say, that no individual on the ground has now, or ever has had the least perquisite of any description whatever; the most remote interest in any contract for the supply of materials; or the slightest opportunity of any kind for receiving any thing beyond his salary, or daily wages.

It is often objected, that much of the expense might have been avoided by using a plainer order of architecture; but permit me to say, that economy alone induced us to adopt the Corinthian. The plan and general style of the building being once settled, it was necessary to choose between the three Grecian orders. The Doric would have been the plainest, but as the building was to be of a certain height, according to the will of Mr. Girard, the Doric columns, capable of reaching so high, must have been nine and a half feet in diameter, which would have more than doubled the present expense. The Ionic order, in like manner, would have required a thicker shaft and a more expensive capital than that now executed, inasmuch as the capitals must have been of a single block of marble; so that the order adopted, being the Corinthian, although apparently the most adorned, is in fact the cheapest.

I now proceed to meet the objections that are often made to the slowness with which the work is said to advance.

It is well known that few good mechanics are to be found in any community, who are not constantly employed; it therefore always happens when any large work is commenced, that good workmen are obtained with the greatest difficulty; and it sometimes occurs that a sudden demand for men on a great public work raises the price of labour throughout the whole country. These difficulties we have experienced to a very great degree, and at one time, in order to get stone-cutters, we advertised for several weeks in succession, in Boston, New York, and Baltimore, and the result was an accession of *three* men. And further, we have been in a situation since the third year of the work, to employ every good stone-cutter in the city and county of Philadelphia, without a single exception: and if those who are of opinion that the college should have been finished before this time, will take the trouble to make themselves acquainted with the subject, they will find, that if all the inhabitants of Philadelphia had agreed, five years ago, to suspend all sorts of building, and allow every man who could handle a mallet and chisel to work on the college, it would scarcely now have been completed; and it is also a fact worthy of remark, that we have had constantly in our employment, for several seasons past, more than half of all the journeymen stone-cutters of Philadelphia. Were we, therefore, to push the work any faster, we would inevitably enhance the price of labour throughout the country, and fail even then to accomplish our object, as there is little doubt

that other employers would advance their prices also, and thus leave us in no better circumstances than we now are. If employment on the college buildings for stone-cutters was to last forever, we might then be justifiable in endeavouring to obtain workmen by advancing their wages, as such a course would naturally tend to the gradual increase of this class of mechanics; but the fact is widely different:—should councils continue to make such appropriations, from time to time, as will enable us to carry on the work as rapidly as our present force will admit, in less than *four* years we shall discharge from the college more stone-cutters than are now engaged, as I before remarked, in all Philadelphia: if, therefore, we offer inducements to increase their number beyond the constant wants of the community, for the purpose of attempting to advance the work with greater rapidity, without having it in our power to give them permanent employment, we shall certainly act a most unkind part to that valuable class of our citizens.

But, independent of the impossibility of progressing with greater rapidity, I think it may be safely affirmed that no edifice, of corresponding magnitude and finish, was ever before constructed as rapidly as the college. Of modern buildings, we have the Madeline Church at Paris, the architecture of which is equal in magnitude to that of our building; but the columns being composed of a multitude of small stones, and the interior being finished in a single chamber, the labour is materially lessened; which is however made up, in a measure, by the richness of interior finish; but the length of time which has been occupied in building this structure is twenty-seven years, exclusive of the periods of difficulty in France, by which the public works throughout the country were suspended.

The Paris Exchange may also be adduced in proof of what I have said: this edifice covers less ground than the college, its height is not so great, and consequently the features of its architecture are much smaller; and the length of time actually occupied in its construction was about fifteen years.

The college was commenced late in the summer of 1833; it has therefore been in hands little more than six years; and I find by calculation, that *two-thirds* of the whole work is now accomplished; it will therefore require about *four* more years to bring it to a final completion, should means be afforded us to advance as rapidly as heretofore.

It now remains for me to suggest for your consideration, a plan for prosecuting the work during the ensuing season.

The main building being prepared for the marble roof, and the entablature on the eastern side nearly completed, I propose to commence laying the tiles on this side early in the spring; and with a view to this arrangement, the workmen are now actively engaged in preparing them, *fifty* of which are already finished,

and we shall probably have one-third of all that are required to roof the building, done by the opening of the spring.

While the roof is progressing on the eastern side, the western entablature may be finished, inasmuch as nearly all the marble required for this part of the work will be prepared during the winter. The roof may then be commenced on the western side also, and in all probability the whole of this important part of the structure will be completed before the close of the season.

The building is now enclosed, and the principal part of it is thoroughly dry; the inside work may therefore be advanced with great rapidity. I therefore respectfully suggest, that arrangements be immediately made to bring the whole interior to completion as soon as possible.

In my last Annual Report, I suggested the propriety of extending the work so as to embrace the *two western out-buildings*, the *wall around the premises*, with the *lodges* and *gates* of entrance, and the *buildings connected with the plan for obtaining a supply of water:* the commencement of these various portions of the establishment was however postponed, and our whole attention during the past year has been directed to the main building. I would therefore venture now to propose, that the work be extended so as to embrace at least the *two western out-buildings*, as these may be advantageously carried on in connexion with the main building.

To advance with the work thus rapidly, we shall require an appropriation for the present year of 200,000 dollars, in addition to the balance on hand from last year, which amounts to 109,100 dollars.

But should it be deemed inexpedient to appropriate so large an amount during the present embarrassed state of the times, our operations may be confined to finishing the flank porticoes, putting up the four corner columns, and roofing the building, all of which may be accomplished with what remains of the last appropriation.

I have the honour to be, gentlemen,
your obedient servant,
Girard College. THOMAS U. WALTER, *Architect.*

To James Hutchinson, Esq.,
Chairman of Building Committee
of the Girard College for Orphans.

A Monsieur le Président et Messieurs les members de la Haute Cour de Justice de Philadelphie.

Messieurs,—Les soussigné Louis Mie, Licencié en droit, avocat près les Tribunaux de cette ville, Nicolas Raynaud, notaire, J. B. Baylé, libraire, sécretaire en chef de la Maire de Périgneux.

Ont l'honneur de vous addresser le procès verbal d'enquête de-

mandé par l'ordonnance que vous nous avez envoyée, en date du 8'o Juillet dernier, et que nous vous retournons avec les déclarations des témoins, en réponse aux questions posées dans la commission rogatoire, qui y est annexée.

Desireux de justifier la haute confiance que vous nous avez donnée, nous avons recueilli dans cette mission les certifications sur les faits, que vous desiriez connaitre de la bouche des citoyens les plus consciencieux et les plus honorables de notre cité, en sorte que foi entière doit être ajoutée à leurs déclarations.

Nous croyons pouvoir confirmer personnellement l'ensemble des faits qui sont reconnus par les citoyens qui ont comparu devant nous.

Daignez agréer, messieurs, l'expression du profond respect avec lequel nous avons l'honneur d'être, vos très humbles serviteurs,

L. MIE, [L. S.]
BAYLE, [L. S.]
REYNAUD. [L. S.]

Vu pour légalisation des signatures Bayle, Mie, et Reynaud, cidessus apposées par nous Maire de la ville de Perigneux, chef lieu du département de la Dordogne. Perigneux, le huit Septembre, mil huit cent trente neuf.

LE MAIRE, [L. S.]
L. A. de Mareillac.

Aujourdhui, six Septembre, mil huit cent trente neuf, à Périgneux et dans le cabinet de Monsieur Mie, Licencié en droit, avocat à Perigneux, Dépt. de la Dordogne, France.

Nous soussignés,

LOUIS MIE, *Licencié en droit, avocat au tribunal de Périgneux.*
BAYLE, *Libraire, Secretaire en chef de la Maire Périgneux, et*
NICOLAS RAYNAUD, *Notaire à Périgneux tous domiciliés dans la dite ville de Perigneux.*

Commissaires autorisés au nom de Monsieur le Président de la République des Etats Unis, par ordonnance de Monsieur le Président de la Haute Cour de Philadelphie, ainsi qu'il résulte des lettres patentes signées de lui et du Greffier et revetues du sceau de justice à nous addressés, sous la date du 8'o Juillet dernier, dans l'objet de procéder aux enquêtes nécessaires à la constatation des faits énoncés à la suite des dites lettres et qui y sont annéxée et de fournir des réponses aux six séries de questions posées.

Avons appelé devant nous pour déposer en leur ame et conscience sur les dits faits et circonstances dont nous leur avons fait connaitre la teneur, savoir :

1'o. Mr. Raymond, Seguy Pharmacien.
2'o. Mr. Renaud, Médecin.

3'o. Mr. Trouche, Maitre d'hotel des messageries.

4'o. Mr. Croford, horloger.

5'o. Mr. Choury, avoué près le tribunal de première instance à Périgueux.

6'o. Mr. Michellet, Président du Tribunal de Commerce de Perigueux et Banquier.

7'o. Mr. Vidal, Medecin, ancien maire de Périgueux et conseiller de préfecture.

Tous citoyens et habitans de la ville de Périgueux voisins de la famille d'Etienne Girard, indiqués par la dame Vidal et Messieurs Girard, demandeurs comme ayant une connaissance personnelle par léffet des rapports, qu'ils ont entretenus avec la famille Girard et des circonstances qui se rattachent aux notions demandées.

En conséquence a comparu devant nous séparément le citoyen ci après qui a prété serment de dire la vérité, nous a déclaré se nommer Raymond, Seguy Pharmacien domicilié a Périgueux, agé de 55 ans, non parent ni allié des demandeurs ni attaché à leur service.

Après lui avoir donné lecture des questions au nombre de six annéxées à l'ordonnance de Monsieur le Président de la Cour Suprème de Philadelphie, il a dit.

J'ai connu feu Mr. Etienne Girard, natîf de Bordeaux, résidant depuis 41 ans environ à Périgueux, aux Mourilloux, commune de Trellissac, canton et arrondissement de Périgueux et à Ste. Marie de Chignac, canton de St. Pierre de Chignac, arrondissement de Périgueux, prìs à la fouillouse même canton et arrondissement où il est décédé le 18'o Juin, 1837, agé de quatrevingts ans et quelques mois; il est mort ab intestat laissant huit enfans savoir.

Jean Fabricius, né en 1800, marié hors de France.

Marguerite Palmire, née en 1803, mariée avec Mr. Lardy, demeurant à la fouillouse en 1831.

Anne Henriette Pélagie, née en 1806, mariée en 1834, avec Mr. Jean Devars Dumaine, demeurant au Pont de Niversac, canton et arrondissement de Périgueux.

Jean Auguste, né en 1808, demeurant à Laborie commune de Champrevinel, canton et arrondissement de Périgueux.

Marie Céleste, née en 1811, mariée en 1832, avec Mr. Francois Louis de Roux, demeurant à Lamothe, canton et arrondissement de Montron.

Magdeleine Henriette, née en 1814, demeurant à Laborie avec son frère Auguste.

Marguerite Chloé, née en 1816, morte le 4'o Février, 1838, à la fouillouse.

Stéphanie, née le 28 Septembre, 1821, demeurant à Laborie, canton et arrondissement de Périgueux.

J'ai éntretenu depuis plus de trente ans des rélations étroites avec Mr. Etienne Girard et sa famille—j'etais le pharmacien ordinaire du défunt. Je déclare qu'il n'existe pas d'autres enfans ou déscen-

dants d' Etienne Girard, que ceux que je vieus de nommer; il est de notoriété publique, que ce sont ses seuls héritiers. C'est tout ce que le témoin a déclaré savoir. Après avoir donné au dit témoin lecture de sa déclaration il a affirmé qu'elle contient la vérité, qu'il n'a rien a y ajouter ni diminuer et a signé avec nous.

SEGUY, [L. S.]
BAYLE, [L. S.]
REYNAUD, [L. S.]
L. MIE. [L. S.]

Le second témoin après avoir prété serment de dire la vérité a dit se nommer Pierre Renaud, docteur en chirurgie, demeurant à Périgueux, agé de 58 ans, nonpareut ni allié serviteur ni domestique des parties et a déclaré séparément en réponse aux six questions dont nous lui avous donné lecture.

Jai connu depuis plus de 36 ans, Mr. Etienne Girard, natif de Bordeaux, qui a demeuré à Périgueux ou aux mourilloux prés Périgueux, a Ste. Marie de Chignac, à la fouillouse Canton de St. Pierre de Chignac, où il est mort en Juin, 1837.

J'etais son chirurgien ordinaire; je lui ai donné des soins pendant ses maladies et les longues infirmities qui ont précédé sa mort.

J'ai connu ses enfans au nombre de huit qu'il a laissés et qui sont.

1'o Jean Fabricius; 2'o; Marguerite Palmyre, épouse Lardy; 3'o, Anne Henrietta Pélagie, mariée a Jean Devars Dumaine; 4'o, Jean Auguste; 5'o, Marie Céleste, mariée à François Louis de Roux; 6'o, Magdeleine Henriette; 7'o, Marguerite Chloé, qui est décédée célibataire à la fouillouse sans disposition entre vifs ni testamentaires; 8'o, Enfin Stéphanie encore mineure sous la tutelle de Jean Auguste son frère.

Ce sont les seuls enfans ou representans d'Etienne Girard; il est notaire qu'il n'en existe pas d'autres. Il est également certain que Mr. Etienne Girard n'a fait aucune disposition testamentaire ni donations quelconques si ce n'est une démission de biens en faveur de ces enfans en l'année 1835.

Après avoir donné lecture au témoin de sa déclaration, il a reconnu qu'elle contient la vérité et n'avoir rien à y ajouter ni diminuer et a signé avec nous.

RENAUD, [L. S.]
BAYLE, [L. S.]
REYNAUD, [L. S.]
L. MIE. [L. S.]

Le troisième témoin après avoir prété serment de dire la vérité a dit se nommer Jean Tronche, agé de 40 ans, maitre d'hotel des messageries, domicilié a Périgueux, non parent, allié serviteur ni domestique des parties.

Après avoir entendu la lecture des six séries de questions annéxées à la commission rogatoire, qui nous a été addressée il a fait sa déclaration comme suit.

Toujours séparément il a dit, je connais Made. Françoise Vidal née Fénélon, native et habitant Bordeaux, agée de 47 ans, environ; elle fut Mariée à Bordeaux, à Mr. Louis Vidal, négociant; elle est actuellement veuve sans enfans; son mari est décédé à Bordeaux, vers l'année, 1837. Le père de Made. Vidal se nommait je crois Jean Fénélon et sa mère, Sophie Girard, était sœur de Messieurs Stephen, Jean et Etienne Girard. Les père et mère de Made. Vidal, sont tous les deux morts sans que je puisse préciser les dates de leurs décés.

Made. Vidal est cousine germaine aux enfans d'Etienne Girard et de Jean Girard, comme fille de Sophie Girard, épouse Fénélon; cette dernière etant sœur germaine de Jean, Stephen et Etienne Girard, comme je viens de l'expliquer. J'ai habité Bordeaux, j'y ai vu et connu Made. Vidal, je l'ai vue à Périgueux. Je connais aussi parfaitement la famille d'Etienne Girard.

Mr. Etienne Girard est décédé depuis 1837; il a laissé huit enfans vivans à sa mort, dont l'un est décédé depuis. Ce sont les seuls enfans ou descendans qu'ait laissé Etienne Girard. Je sais aussi qu'il est mort ab intestat.

Après lecture faite au témoin de sa déclaration il a dit qu'elle contient vérité, n'avoir rien a y ajouter ni diminuer et a signé avec nous.

TRONCHE, [L. S.]
BAYLE, [L. S.]
REYNAUD, [L. S.]
L. MIE. [L. S.]

Attendu l'heure avancée nous avons clos notre procés verbal, et avons envoyée sa continuation à demain pour l'audition des autres témoins produits aux quels nous avons donné intimation de se représenter par devant nous demain, sept 7bre, à huit heures du matin, pour fournir leurs réponses aux questions que nous leur soumettrons.

Fait et clos à Périgueux, ces jour mois et an que dessus et avons signé.

BAYLE, [L. S.]
REYNAUD, [L. S.]
L. MIE. [L. S.]

Et advenant aujourdhui, sept Septembre, 1839, avons fait comparaitre devant nous les témoins ci après qui ont fourni leurs déclarations, comme suit et que l'un de vous a écrites telles quelles nous ont été dictées.

A comparu séparément le 4me. témoin lequel, a prété serment de dire la vérité et a declarè, se nommer Guillaume Croford, négo-

ciant en horlogerie, agé de 55 ans, demeurant à Périgueux; après avoir entendu la lecture que nous lui avons donnée des questions annéxées à l'ordonnance de Monsieur le Président de la Cour Suprême de Philadelphie, il a dit: Je connais la famille d'Etienne Girard; j'ai entretenu des rapports affectueux, avec elle depuis plus de 20 ans; j'ai particulièrement connu Mr. Etienne Girard, mort en 1837, à l'agé de 80 ans environ.

Il a laissé huit enfans dont sept vivent encore je connais aussi Made. Vidal, née Fénélon; elle est veuve sans enfans de Mr. François Vidal; elle était fille de Jean Fenelon et de Sophie Girard, sœur de Stephen, Jean et Etienne Girard.

Les père et mère de Made. Vidal sont l'un et l'autre décédés.

Made. Vidal, comme représentant Sophie Girard, sa mère est cousine germaine des enfans d'Etienne Girard et de Jean Girard.

Etienne Girard n'a pas laissé de frère ni de sœur a l'époque de sa mort mais il a laissé des nièces savoir—la susnommée Françoise Fénélon, epouse Vidal, fille de Sophie Girard, sa sœur épouse Fenelon. 2'd Marie Antoinette, 3'o Henriette et 4'o Caroline, filles de feu Jean Girard, son frère décédé depuis longues années en pays étrangers.

Il n'existe pas de descendans de frères ou sœurs d'Etienne Girard, autres que ceux cidessus dénommés. Il est de notoriété que Mr. Etienne Girard n'a pas laissé de testament. C'est tout ce que le témoin a déclaré savoir; lecture lui a été donnée de sa déclaration, il l'a trouvée conforme à la vérité et l'a signée n'ayant plus rien à ajouter ni retrancher ainsi signé avec nous.

GUIL'M CROFORD, [L. S.]
BAYLE, [L. S.]
REYNAUD, [L. S.]
L. MIE. [L. S.]

Le cinquième témoin a prête serment de dire la vérité et a déclarè separément comme suit. Je me nomme Marcellin Choury avoué demeurant à Périgueux, agé de 43 ans. Je ne suis parent allié ni serviteur des demandeurs. Je connais la famille d'Etienne Girard, celui ci est décédé en 1837: il a laissé huit enfans vivans à sa mort, un seul est décédé depuis, c'est Marguerite Chloé; elle n'a fait aucune disposition par donation ni testament. Ces sept enfans sont les seuls representans du dit Etienne Girard. Il est de notoriété publique dans la ville de Périgueux et dans la province dont la famille Girard est originaire, que Mr. Stephen Girard, mort à Philadelphie, etait parti fort jeune, engagé dans lamarine Française, qu'il avait entretenu des relations constantes avec ses parens de France et notamment avec son frère Etienne; qu'après avoir acquis la fortune considérable qu'il possédait il avait appelé près de lui les deux enfans males de son frère Etienne, qu'il avait pris soin de leur éducation, les avait attachés aux affaires commerciales et leur avait donné des témoignages d'une affection que leurs qualités et leur

nom leur conciliaient naturellement. Que des deux neveux de Mr. Stephen Girard l'ainé Fabricius etait demeuré en Amérique par suite des rapports nécessaires qui avaient été établis avec son oncle tandis, que Mr. Jean Auguste plus jeune avait été obligé de revenir en France quelques années avant la mort de son oncle pour prendre l'administration de la maison de son père attaint de graves infirmités et que l'empéchaient de gérer les affaires. Je declare et atteste que Mr. Auguste Girard a été l'administrateur de sa famille pendant les dernières années d'Etienne Girard, son père qu'il est encore le tuteur de la plus jeune de ses sœurs, que a été prétérite dans le testament de Stephen Girard son oncle: que Mr. Etienne Girard est décédé sans fortune personnelle, que sa succession était totalement abérée malgré quele montant de son legs écrit au testament de Mr. Stephen Girard, eût été à ma connaissance employé à en payer partie. Je dois ajouter que pour faire honneur aux dettes et les éteindre, ses enfans ont été obligés d'employer les biens qu'ils ont reçu dans l'hérédité de leur mère, et même leur avoir personel: en sorte que leur fortune actuelle est presque nulle. C'est tout ce que le témoin a déclare savoir au sujet des six séries de questions dont il lui avait été par nous préalablement donné connaissance, après avoir entendu la lecture de sa déclaration il reconnu qu'elle contient vérité, n'avoir rien à y ajouter ni diminuer a signé avec nous.

M. CHOURY,
BAYLE,
RAYNAUD,
L. MIE.

Le sixième témoin appelé séparément a déposé après avoir entendu la lecture des questions annéxées à l'ordonnance, portant commissien à nous addressée et prété le serment de dire la vérité, et a dit:

Je me nomme Barthelemy Michellet, Banquier à Périgueux, agé de 48 ans, Président du tribunal de Commerce de cette ville, y demeurant.

Je connais la famille d'Etienne Girard, depuis plus de trente ans, j'ai eu des rapports d'affaires avec elle, Etienne Girard, décédé, depuis 1837, a laissé huit enfans dont sept vivent actuellement; ce sont les seuls descendans et représentans du dit Etienne.

Etienne Girard n'a laissé aucun bien dans sa succession; il n'a pas fait de testament. Ses enfans n'ont recueilli qu'une fortune très médiocre du chef deleur mère dont partie a servi à payer quelques unes des dettes de leur père.

Il est connu de tous les habitans de cette ville que feu Stephen Girard, de Philadelphie, avait conservé pour son frère Etienne, et pour les enfans de celui ci une affection particulière, qu'il avait fait venir auprès de lui les deux seuls enfans males d' Etienne, qu'il avait pris soin de leur éducation et l'on avait la pensée qu'il

les destinait à continuer les affaires immenses aux quelles il les avait initiés des leur enfance, et à la direction des quelles il les faisait concourrir sons ses yeux en qualité de commis.

Il est aussi notoire que Mr. Jean Auguste Girard, a du rentrer en France, pour porter des secours à son père infirme, prendre la direction de ses affaires et devenir le tuteur de sa sœur; c'est à cette circonstance que l'on attribue généralement les dispositions si excessivement réduites du testament de Stephen Girard, en faveur de ces deux seuls héritiers du nom de Girard.

Je déclare que la fortune de la famille Etienne Girard, a été presqu'entèrement épuisée par l'effet du payment des dettes du dit Etienne et des frais exposés pour la poursuite du procés que les héritiers Girard, soutiennent devant les tribunaux des Etats Unis.

C'est tout ce que le témoin a déclaré savoir: sa déclaration à lui *lüe* il adit qu'elle contient vérité qu'il n'a rien a y ajouter ni diminuer et a signé avec nous.

B. MICHELLET, [L. S.]
BAYLE, [L. S.]
REYNAUD, [L. S.]
L. MIE. [L. S.]

Le septième témoin a pris le serment de dire la vérité et a déclaré separément, comme suit: Je me nomme Jean Baptiste Vidal, médecin, ancien maire de la ville de Périgueux, aujourd'huì conseiller de préfecture de la Dordogne, habitant de cette ville, agé de 60 ans. Je ne suis parent, allié ni serviteur des demandeurs.

Je connais particulièrement, Mr. Etienne Girard, et sa famille depuìs 40 ans.

Pendant mon exercice des fonctions de Maire de Périgueux, que j'ai remplies depuis quinze années je reçus en cette qualité une lettre de Mr. Stephen Girard, de Philadelphie, qui me faisait connaitre sa position prospère et me demandait des renseig nemens sur Etienne son frère quì habitait ma commune, sur la composition de sa famille et sur ses moyens d'existence; il me témoignait l'intention de le faire participer, luì et ses enfans aux faveurs dont la fortune l'avait abondamment comblé.

Je communiquai selon les intentions qu'il me manifestait la lettre reçue à Etienne Girard, je répondis a Mr. Stephen et des rapports de correspondence s'établirent entre les deux frères.

Etienne Girard était frère de nombreux enfans. Il en avait huit; ses biens etaient peu considérables. Je sais que dans quelques circonstances Mr. Stephen Girard a fait passer à son frère et à l'épouse de celui ci quelques sommes d'argent nécessaires pour parer à des besoins urgens.

J'ai connu particulièrement les relations qui ont été entretenues entre les deux frères: elles étaient celles d'une bienveillance réciproque.

Mr. Girard, de Philadelphie, a appelé ses deux neveux près de lui.

Ou pensait généralement que seuls heritiers males du nom de Girard, ces deux neveux qui sont Fabricius et Jean Auguste, hériteraient d'une part notable des biens de leur oncle et on n'a pas été peu surpris d'apprendre qu'ils n'avaient eu qu'un legs presque nul dans sa succession.

Je sais qu'Etienne Girard n'a laissé que des dettes à sa mort, et que ses enfans pour honorer sa mémoire ont sacrifié leurs biens personnels et la fortune modique qu'ils tenaient de leur mère.

C'est tout ce que le témoin a déclaré savoir, sa déclaration à lui lüe il a dit qu'elle contient vérité qu'il n'a rien a y ajouter ni diminuer et a signé avec nous.

BAYLE, [L. S.]
J. B. VIDAL, [L. S.]
Dr. Mec. et Conseiller de Préfecture.
L. MIE, [L. S.]
RAYNAUD, [L. S.]

Desquelles déclarations nous susnommés avons retenu le présent procès verbal que nous avons signé avec chacun des témoins entendus à la suite de sa déclaration et avec lui, après les avoir écrits telles que les témoins les ont dictées et que nous avons finalement closes par l'apposition de nos signatures et de nos sceaux conformément à l'ordonnance portant commission Rogatoire et nomination de nous soussignés pour y procéder.

Fait et clos definitivement le sept Septembre, mil huit cent trente neuf, à Périgueux, dans le cabinet de Monsieur Mie. Le sus dit procès verbal d'Enquête écrit de la main du dit maitre Mie l'un de nous.

BAYLE, [L. S.]
L. MIE, [L. S.]
REYNAUD, [L. S.]

Vu pour legalisation des signatures Baylé, Mie et Reynaud, cidessus apposées par nous maire de la ville de Périgueux, chef lieu du département de la Dordogne. Perigueux le huit Septembre, mil huit cent trente neuf.

LE MAIRE, [L. S.]
L. A. de Mareillac.

ETIENNE GIRARD and François Fenelon Vidal, aliens and citizens and subjects of the monarchy of France,

vs.

THE MAYOR, Aldermen and Citizens of Philadelphia, Timothy Paxson, Thomas P. Cope, Joseph Roberts, William J. Duane, and John A. Barclay, executors of Stephen Girard, deceased; Mark Richards, Trustee of Caroline E. G. Haslam; John Hemphill, and Maria A., his wife, John Y. Clark, and Henrietta, his wife, John B. Haslam, and Caroline E. G., his wife, all citizens of the State of Pennsylvania.

The bill of revivor and petition of Francois Fenelon Vidal, John Fabricius Girard, Margueritte Palmire Girard, and her husband, Henry Louis Lardy, Anne Henriette Pelagie Girard, and her husband, John Devais Dumain, John Auguste Girard, Marie Celeste Girard, and her husband, Francois Louis De Roux, and Madelaine Henriette Girard, Margueritte Chloe Girard, and Anne Stephanie Girard, an infant, who appears by her next friend, John A. Girard, all of whom are aliens to the United States, and citizens and subjects of the monarchy of France.

And now, this twenty-eighth day of May, A. D. one thousand eight hundred and forty, it is ordered, that the above suit and proceedings therein be revived, and be in the same plight, state and condition, as the same were in at the time of the abatement thereof, agreeably to the prayer of said complainants, in their bill of revivor.

By writing plead—It is agreed by the parties in the above cause,

1. That the separate answers of the Mayor, Aldermen and Citizens of Philadelphia, and the replication of the complainants thereto, be filed as at the rules next after the filing of the said amended bill.

2d. That the demurrer and plea of Timothy Paxson and al., executors of the last will, &c., of Stephen Girard, dec'd, be set down for argument at the final hearing of the cause; and that such rule for argument be entered as at the rules next after the filing of the demurrer, plea and answer of the said executors.

EDWARD OLMSTED,
Solr. for the Mayor, &c.
CH. CHAUNCEY,
for Exrs. of S. Girard.
J. H. MARKLAND,
for Hemphill and ux., and Clark and ux., and C. Haslam and M. Richards.
JAMES M. BROOM,
Solr. for Complts.
SAM'L H. PERKINS,
Solr. for Complts.

In the Circuit Court of the United States in and for the Eastern District of Pennsylvania, in the Third Circuit.

The several answer of the Mayor, Aldermen and Citizens of Philadelphia, to the amended bill of complaint of Etienne Girard and Francois Fenelon Vidal, aliens.

These respondents, saving and reserving to themselves now and at all times hereafter, all and all manner of exceptions to the manifold errors, uncertainties and inconsistencies in the said amended bill of complaint contained, for answer thereunto, *as* to so much thereof as it is advised it is material for them to answer unto, say, that these respondents, in answer to the said amended bill, crave leave to refer to, and do specially insist upon, all such matters and things as in their answer to the complainants' original bill of complaint, they have already insisted to be available to them against the relief sought by the complainants, as well in their said amended as in their original bill of complaint, in such manner as may be according to the practice in equity and the rules of this honourable court; without this, that there is any other matter or thing in the said amended bill of complaint, material or necessary for these respondents to answer unto, and not already sufficiently answered unto. And these respondents pray to be hence dismissed with their reasonable costs and charges in this behalf sustained.

EDW. OLMSTED, *Solicitor for the Mayor, Aldermen and Citizens of Philada.*

To the honorable the Circuit Court of the United States for the Eastern District of Pennsylvania, sitting in equity.

The replication of Francoise Fenelon Vidal, John Fabricius Girard, Margueritte Palmire Girard, and her husband, Henry Louis Lardy, Anne Henriette Pelagie Girard, and her husband, John Devais Dumaine, John Auguste Girard, Marie Celeste Girard, and her husband, Francois Louis de Roux, Madelaine Henriette Girard, Margueritte Chloe Girard, and Anne Stephanie Girard, an infant, who appears by her next friend, John A. Girard; all of which above named parties are aliens to the United States; and Henry Stump, a citizen of the United States, and a citizen of Maryland; to the answer of the Mayor, Aldermen and Citizens of Philadelphia, to the amended bill of complaint of Etienne Girard and Francoise Fenelon Girard, aliens.

These repliants, saving and reserving unto themselves all and all manner of advantage of exception to the manifold insufficiencies of said answer, for replication thereunto, say, that they will aver and prove the said amended bill of said Etienne Girard and Francoise Fenelon Vidal, to be true and certain and sufficient to be

answered unto. And that the answer of said defendants is uncertain, untrue and insufficient to be replied unto by these repliants; without this, that any other matter or thing whatsoever in said answer contained, material or effectual in law to be replied to, confessed or avoided, traversed, or denied, is true.

All which matters and things these repliants are and will be ready to aver and prove, as this honorable court shall direct. And these repliants humbly pray, as the said Etienne Girard and Francoise Fenelon Vidal, in their said amended bill have already prayed, &c.

And now, this twenty-eighth day of April, A. D. one thousand eight hundred and forty-one, this cause having come on for hearing upon the bill, amended bill, and bill of revivor, answers, replications, depositions and exhibits, and counsel on both sides having been heard, it is ordered, adjudged and decreed, that the complainants' bill be dismissed with costs.

Whereupon, afterwards, to wit, on the third day of May, in the same year, the complainants aforesaid, by James M. Broom and Samuel H. Perkins, Esquires, their attornies, pray leave to appeal from the decree aforesaid, to the Supreme Court of the United States, and the same is allowed.

UNITED STATES,
Eastern District of Pennsylvania, sct.

I certify the foregoing to be a true and faithful copy of the record and proceedings of the Circuit Court of the United States in and for the Eastern District of Pennsylvania, in the Third Circuit, in a certain suit in equity therein lately depending, between Etienne Girard and others, complainants, and the Mayor, Aldermen and Citizens of Philadelphia, and others, defendants.

In testimony whereof, I have hereunto subscribed my name, and affixed the seal of the said Circuit Court, at Philadel-
[L. S.] phia, this thirtieth day of June, A. D. 1841, and in the sixty-fifth year of the independence of the said United States.

FRA. HOPKINSON,
Clk. C't C't.